Washington, Wednesday, April 9, 1958

Price

TITLE 6-AGRICULTURAL CREDIT

Chapter IV—Commodity Stabilization Service and Commodity Credit Corporation, Department of Agricul-

Subchapter B-Loans, Purchases, and Other Operations

PART 430-DAIRY PRODUCTS

SUBPART-MILK AND BUTTERFAT PRICE SUPPORT PROGRAM

The U.S. Department of Agriculture has announced a price support program for milk and butterfat for the marketing year April 1958 through March 1959, through purchases by Commodity Credit Corporation (CCC) of dairy products as provided herein.

§ 430.200 Price support program for milk and butterfat. (a) The general levels of prices to producers for milk and butterfat will be supported from April 1, 1958 through March 31, 1959 at \$3.06 per hundredweight for manufacturing milk of yearly average butterfat content (approximately 3.9 percent) and 56.6 cents per pound of butterfat.

(b) (1) Price support for milk and butterfat will be through purchases by CCC of butter, nonfat dry milk and Cheddar cheese offered by manufac-turers and handlers, subject to terms and conditions of purchase announcements issued by the Livestock and Dairy Division, Commodity Stabilization Service, U. S. Department of Agriculture, Washington 25, D. C. CCC will consider offers of such products at the following prices:

Price
Commodity and location per pound
Butter:
U. S. Grade A or higher:
New York, N. Y., Jersey City,
N. J., and Newark \$0.5875
Chicago, Il5775
Seattle, Wash., and San Fran-
cisco, Calif
California .5800
Connecticut, Rhode Island,
Massachusetts, Vermont, New
Hampshire and Maine 5875
Arizona, New Mexico, Texas and
Louisiana, Mississippi, Ala-
bama, Georgia, Florida and
South Carolina5775
U. S. Grade B • (1)
1 \$0.02 less than U.S. Grade A price.

Commodity and location per pound Cheddar cheese (standard moisture Nonfat dry milk: Spray process: Barrels and drums_____ Bags_____ .1340 Roller process;
Barrels and drums Bags_____ .1140 (2) Offers to sell butter at any loca-

tions not specifically provided for in this section will be considered at the price set forth in this section for the designated market (New York, San Francisco or Seattle) named by the seller, less 80 percent of the lowest published domestic railroad cargo freight rate per pound gross weight in effect when the offer is accepted from such point to such designated market.

(3) For cheese offered on a "dry" basis the price per pound shall be that indicated below, according to the percentage of moisture.

Percent moisture:	Price
37.3-37.7	\$0.3356
36.8-37.2	.3382
36.3-36.7	.3409
35.8-36.2	.3436
35.3-35.7	.3463
34.8-35.2	.3490
34.3-34.7	.3517
33.8-34.2	
33.3-33.7	.3570
32.8-33.2	.3597

(c) The butter shall be creamery butter of U.S. Grade B or higher. The nonfat dry milk shall be U.S. Extra Grade (except that maximum moisture content shall be 31/2 percent and the direct microscopic clump bacteria count shall be not more than 300 million per gram as determined by U.S. Department of Agriculture test). The Cheddar cheese shall be U. S. Grade A or higher.
(d) The foregoing purchase prices

apply to bulk butter, Cheddar cheese and nonfat dry milk packaged in accordance with specifications set forth in announcements issued by the Department of Agriculture. Purchases at the foregoing prices may be made in other bulk containers specifically approved by the Director, Livestock and Dairy Division, or the CSS Commodity Office, Commodity Stabilization Service, provided CCC, at the time of offer, has an outlet for an

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CFR SUPPLEMENTS (As of January 1, 1958)

The following Supplements are now available:

Title 32, Parts 700-799 (\$0.60) Title 43 (\$0.70)

Title 49, Part 165 to end (\$0.75)

Previously announced: Title 3, 1957 Supp. (\$0.40); Titles 4-5 (\$1.00); Title 8, Rev. 1958 (\$3.25); Title 9 (\$0.75); Titles 10-13 (\$1.00); Title 17 (\$0.65); Title 18 (\$0.50); Title 20 (\$1.00); Titles 30-31 (\$1.50); Title 32, Part 1100 to end (\$0.50); Titles 35-37 (\$1.00); Titles 30-31 (\$1.00); Titles 35-37 (\$1.00) 39 (\$0.60); Titles 40-42 (\$1.00); Title 46, Parts 1-145 (\$0.75), Parts 146-149, Rev. Jan. 1, 1958 (\$5.50)

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United States. Purchases will be made in carlots. Grades and weights shall be evidenced by inspection certificates issued by the U.S. Department of Agriculture.

(Sec. 4, 62 Stat. 1070, as amended; 15 U. S. C. 714b. Interprets or applies sec. 5, 62 Stat. 1072, sec. 201, 63 Stat. 1052, as amended; 15 U. S. C. 714c, 70 U. S. C. 1446)

Issued this 3d day of April 1958.

EAL WALTER C. BERGER,
Executive Vice President,
Commodity Credit Corporation.

[F. R. Doc. 58-2592; Filed, Apr. 8, 1958; 8:50 a. m.]

TITLE 12—BANKS AND BANKING

Chapter II—Federal Reserve System

Subchapter A—Board of Governors of the Federal Reserve System

[Reg D]

PART 204—RESERVES OF MEMBER BANKS

REQUIRED RESERVES TO BE MAINTAINED BY MEMBER BANKS WITH FEDERAL RESERVE BANKS

- 1. Effective as to member banks not in reserve and central reserve cities at opening of business on April 1, 1958, and as to member banks in reserve and central reserve cities at opening of business on March 20, 1958, § 204.5 (Supplement to Regulation D) is amended to read as follows:
- § 204.5 Supplement: Reserves required to be maintained by member banks with Federal Reserve Banks. Pursuant to the provisions of section 19 of the Federal Reserve Act and paragraph (a) of § 204.2, the Board of Governors of the Federal Reserve System hereby prescribes the following reserve balances which each member bank of the Federal Reserve System is required to maintain on deposit with the Federal Reserve Bank of its district:
- (a) If not in a reserve or central reserve city:
- (1) 5 percent of its time deposits, plus(2) 11 percent of its net demand
- deposits.

 (b) If in a reserve city (except as to any bank located in an outlying district of a reserve city or in territory added to such city by the extension of the city's corporate limits, which, by the affirmative vote of five members of the Board of Governors of the Federal Reserve System, is permitted to maintain the reserves specified in paragraph (a) of this section:
- (1) 5 percent of its time deposits, plus(2) 17 percent of its net demand deposits.
- (c) If in a central reserve city (except as to any bank located in an outlying district of a central reserve city or in territory added to such city by the extension of the city's corporate limits, which, by the affirmative vote of five members of the Board of Governors of the Federal Reserve System, is permitted to maintain

the reserves specified in paragraph (a) or (b) of this section:

- 5 percent of its time deposits, plus
 19 percent of its net demand deposits.
- 2. This amendment is issued pursuant to the authority granted to the Board of Governors by section 19 of the Federal Reserve Act with primary regard to the general credit and business situation. The notice and public procedure described in sections 4 (a) and 4 (b) of the Administrative Procedure Act, and the prior publication described in section 4 (c) of such act, are impracticable, unnecessary and contrary to the public interest in connection with this amendment reducing reserve balances of member banks of the Federal Reserve System for the reasons and good cause found as stated in paragraph (e) of § 262.2 of the Board's Rules of Procedure (Part 262), and especially because such notice, procedure and prior publication would prevent the action from becoming effective as promptly as necessary, and would serve no useful purpose.

(Sec. 11 (1), 38 Stat. 262; 12 U. S. C. 248 (1). Interpret or apply secs. 11, 19, 38 Stat. 261, 270, as amended; 12 U. S. C. 248 (c), (e), 461, 462, 462a-1, 462b, 464, 465)

BOARD OF GOVERNERS OF THE FEDERAL RESERVE SYSTEM. S. R. CARPENTER, Secretary.

[F. R. Doc. 58-2580; Filed, Apr. 8, 1958; 8:48 a. m.]

TITLE 7-AGRICULTURE

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

[Navel Orange Reg. 141, Amdt. 1]

PART 914—NAVEL ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

LIMITATION OF HANDLING

Findings. 1. Pursuant to the marketing agreement, as amended, and Order No. 14, as amended (7 CFR Part 914), regulating the handling of navel oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural-Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.; 68 Stat. 906, 1047), and upon the basis of the recommendation and information submitted by the Navel Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such navel oranges as hereinafter provided will tend to effectuate the declared policy of the act.

2. It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication hereof in the Federal Register (60 Stat. 237; 5 U. S. C. 1001 et seq.) because

the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, and this amendment relieves restrictions on the handling of navel oranges grown in Arizona and designated part of California

Order, as amended. The provisions in paragraph (b) (1) (ii) of § 914.441 (Navel Orange Regulation 141, 23 F. R. 2095) are hereby amended to read as follows:

(ii) District 2: Unlimited movement. (Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 608c)

Dated: April 4, 1958.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable
Division, Agricultural Marketing Service.

[F. R. Doc. 58-2591; Filed, Apr. 8, 1953; 8:50 a.m.]

[Valencia Orange Reg. 129, Amdt. 2]

PART 922—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALI-FORNIA

LIMITATION OF HANDLING

Findings. 1. Pursuant to the marketing agreement and Order No. 22, as amended (7 CFR Part 922), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.; 68 Stat. 906, 1047), and upon the basis of the recommendation and information submitted by the Valencia Orange Administrative Committee, established under the said marketing agreement and order, as amended, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges as hereinafter provided will tend to effectuate the declared policy of the act.

2. It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication hereof in the FEDERAL REGISTER (60 Stat. 237: 5 U.S. C. 1001 et seq.) because the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, and this amendment relieves restriction on the handling of Valencia oranges grown in Arizona and designated part of California.

(b) Order, as amended. The provisions in paragraph (b) (1) (i) and (iii) of § 922.429 (Valencia Orange Regulation 129, 23 F. R. 2096, 2242) are hereby further amended to read as follows:

(i) District 1: Unlimited movement;(iii) District 3: Unlimited movement.

Dated: April 4, 1958.

S. R. SMITH, Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F. R. Doc. 58-2602; Filed, Apr. 8, 1958; 8:53 a. m.]

TITLE 14-CIVIL AVIATION

Chapter II—Civil Aeronautics Administration, Department of Commerce

[Amdt. 5]

PART 600—DESIGNATION OF CIVIL AIRWAYS

ALTERATIONS

The civil airway alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy and the Air Force, through the Air Coordinating Committee, Airspace Panel, and are adopted to become effective when indicated in order to promote safety. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to public interest and therefore is not required.

Part 600 is amended as follows:

1. Section 600.6002 VOR civil airway. No. 2 (Seattle, Wash., to Boston, Mass.) is amended by changing the portion which reads: "Ephrata, Wash., omnirange station;" to read: "Ephrata, Wash., omnirange station, including a north alternate from the Seattle omnirange station direct to the Ephrata onmirange station;" and by changing the portion which reads: "Mullan Pass. Mont., omnirangè station;" to read:
"Mullan Pass, Mont., omnirange station, including a north alternate via the intersection of the Spokane omnirange 070° and the Mullan Pass omnirange 291° radials;" and by changing the portion which reads: "Billings, Mont., omnirange station;" to read: "Billings, Mont., omni-range station, including a north alternate from the Helena omnirange station to the Billings omnirange station via the intersection of the Helena omnirange 089° and the Billings omnigrange 301° radials:".

2. Section 600.6003 VOR civil airway No. 3 (Key West, Fla., to Presque Isle, Maine) is amended by changing the portion which reads: "Florence, S. C., omnirange station, including an east alternate; Lumberton, N. C., omnirange station; Raleigh, N. C., omnirange station, including a west alternate from the Florence omnirange station to the Raleigh omnirange station via the intersection of the Florence omnirange 008° True and the Raleigh omnirange 232° True radials;" to read: "Florence, S. C., omnirange station, including an east alternate; intersection of the Florence omnirange 054° and the Raleigh omnirange 198° radials; Raleigh, N. C., omnirange station, including a west alternate from the Florence omnirange station to the Raleigh omnirange station via the intersection of the Florence om-

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. nirange 008° and the Raleigh omnirange 232° radials:"

3. Section 600.6007 VOR civil airway No. 7-(Miami, Fla., to Green Bay, Wis.) is amended by changing the portion which reads: "Cross City, Fla., omnirange station; Tallahassee, Fla., omnirange station; Marianna, Fla., omnirange station, including a west alternate from the Cross City omnirange station to the Marianna omnirange station via the intersection of the Cross City omnirange 287° True and the Marianna omnirange 141° True radials;" to read: "Cross City, Fla., omnirange station; intersection of the Cross City omnirange 316° and the Tallahassee omnirange 132° radials; Tallahassee, Fla., omnirange station; intersection of the Tallahassee omnirange 267° and the Marianna omnirange 118° radials; Marianna, Fla., omnirange station, including a west alternate from the Cross City omnirange station to the Marianna omnirange station via the intersection of the Cross City omnirange 287° and the Marianna omnirange 141° radials;" and by changing the last sentence to read: "The portion of this airway above 19,000 feet above mean sea level which lies beneath and also the portion of this airway which lies within the geographic limits of, and between the designated altitudes of, the Tyndall AFB restricted area (R-336) are excluded during this restricted area's time of designation."

4. Section 600.6019 VOR civil airway No. 19 (El Paso, Tex., to Great Falls, Mont.) is amended by changing the portion which reads: "Lewistown, Mont., omnirange station to the Great Falls. Mont., omnirange station." to read: "Lewistown, Mont., omnirange station, including a west alternate from the Billings omnirange direct to the Lewistown omnirange station; to the Great Falls, Mont., omnirange station."

5. Section 600.6022 is amended to read: § 600.6022 VOR civil airway No. 22

(New Orleans, La., to Jacksonville, Fla.). From the New Orleans, La., omnirange station via the Pensacola (Saufley Field). Fla., omnirange station; intersection of the Pensacola (Saufley Field) omnirange 039° and the Crestview omnirange 260° radials; Crestview, Fla., omnirange station; Marianna, Fla., omnirange station; intersection of the Marianna omnirange 118° and the Tallahassee omnirange 267° radials; Tallahassee, Fla., omnirange station; to the Jacksonville, Fla., omnirange station, including a north alternate from the Marianna omnirange station to the Jacksonville omnirange station via the point of intersection of the Marianna omnirange 093° and the Albany, Ga., omnirange 152° radials and the point of intersection of the Valdosta, Ga., omnirange 233° and the Cross City omnirange 333° radials. The portion of this airway above 19,000

feet above mean sea level which lies be-

neath, and also the portion of this airway

which lies within the geographic limits

of, and between the designated altitudes

of, the Tyndall AFB restricted area (R-

336) are excluded during this restricted

area's time of designation. The portions

of this airway, below 2,000 feet above

mean sea level, which lie within the Pensacola caution area (C-448) are excluded.

6. Section 600.6035 VOR civil airway No. 35 (Miami, Fla., to Syracuse, N. Y.) is amended by changing all before the Albany, Ga., omnirange station to read: 'From the Miami, Fla., omnirange station via the intersection of the Miami omnirange 276° and the Fort Myers omnirange 142° radials; Fort Myers, Fla., omnirange station; Tampa, Fla., omnirange station; Cross City, Fla., omnirange station, including an east alternate from the point of intersection of the Tampa omnirange 153° radial and the Tampa International Airport ILS localizer south course to the Cross City omnirange station via the Tampa International Airport ILS localizer, the intersection of the Tampa International Airport ILS localizer north course and the Gainesville omnirange 190° radial, and the Gainesville, Fla., omnirange station; intersection of the Cross City omnirange 316° and the Tallahassee omnirange 132° radials; Tallahassee, Fla., omnirange station; Albany, Ga., omnirange station, including an east alternate via the intersection of the Tallahassee omnirange 010° and the Albany omnirange 152° radials;" and by changing the last sentence to read: "The portion of this airway above 19,000 feet above mean sea level which lies beneath and also the portion of this airway which lies within the geographic limits of, and between the designated altitudes of, the Tyndall AFB restricted area (R-336) are excluded during this restricted area's time of designation."

7. Section 600.6045 VOR civil airway No. 45 (New Bern, N. C., to Saginaw. Mich.) is amended by changing the portion which reads: "Pulaski, Va., omnirange station; to the Charleston, W. Va., omnirange station." to read: "Pulaski, Va., omnirange station; intersection of the Pulaski omnirange 300° and the Beckley, W. Va., omnirange 187° radials: to the Charleston, W. Va., omnirange station."

8. Section 600.6059 is amended to read:

§ 600.6059 VOR civil airway No. 59 (Pulaski, Va., to Cleveland, Ohio). From the Pulaski, Va., omnirange station via the Beckley, W. Va., omnirange station, Parkersburg, W. Va., omnirange station; Newcomerstown, Ohio, omnirange station; point of intersection of the Tiverton, Ohio, omnirange direct radial to the Youngstown, Ohio, omnirange station with the Mansfield, Ohio, omnirange 100° radial; to the Cleveland, Ohio, omnirange station.

9. Section 600.6105 VOR civil airway No. 105 (Phoenix, Ariz., to Las Vegas, Nev.) is amended by changing the portion which reads: "to the Las Vegas, Nev., omnirange station." to read: "to the Las Vegas, Nev., omnirange station, including a west alternate."

10. Section 600.6133 VOR civil airway No. 133 (Charlotte, N. C., to Traverse City, Mich.) is amended by changing all before the Zanesville, Ohio, omnirange station to read: "From the Charlotte, N. C., omnirange station via the Hickory, N. C., omnirange station; Charleston, W. Va., omnirange station; Zanesville, Ohio, omnirange station;".

11. Section 600.6137 VOR civil airway No. 137 (Thermal, Calif., to Ukiah, Calif.) is amended by changing the last sentence to read: "The portion of this airway which lies within the geographic limits of, and between the designated altitudes of, the Tomales Point restricted area (R-519) is excluded during this restricted area's time of designation.

12. Section 600.6159 VOR civil airway No. 159 (Miami, Fla., to Albany, Ga.) is amended by changing the portion which reads: "point of intersection of the Tallahassee, Fla., omnirange 091° True and the Cross City, Fla., omnirange 333° True radials;" to read: "point of intersection of the Cross City, Fla., omnirange 333° and the Valdosta, Ga., omnirange 233° radials;".

13. Section 600.6187 is amended to read:

§ 600.6187 VOR civil airway No. 187 (Albuquerque, N. Mex., to Rock Springs, Wyo.). From the Albuquerque, N. Mex., omnirange station to the Farmington, N. Mex., omnirange station. From the Grand Junction, Colo., omnirange station to the Rock Springs, Wyo., omnirange station.

14. Section 600.6193 is amended by changing the caption to read: "VOR civil airway No. 198 (San Simon, Ariz., to Galveston, Tex.)" and by changing all before the Hudspeth, Tex., omnirange station to read: "From the San Simon, Ariz., omnirange station via the point of intersection of the San Simon omnirange 124° radial with the Cochise, Ariz., omnirange direct radial to the Columbus, N. Mex., omnirange station; Columbus, N. Mex., omnirange station; El Paso, Tex., omnirange station; intersection of the El Paso omnirange 132° and the Hudspeth omnirange 272° radials; Hudspeth, Tex., omnirange station;".

15. Section 600.6258 is amended to read:

§ 600.6258 VOR civil airway No. 258 (Charleston, W. Va., to Roanoke, Va.). From the Charleston, W. Va., omnirange station via the Beckley, W. Va., omnirange station; Roanoke, Va., terminal omnirange station; to the point of intersection of the Greensboro, N. C., omnirange direct radial to the Montebello, Va., omnirange station with the South Boston, Va., omnirange 298° radial.

16. Section 600.6260 is amended to read:

§ 600.6260 VOR civil airway No. 260 (Charleston, W. Va., to Roanoke, Va.) From the Charleston, W. Va., omnirange station via the Rainelle, W. Va., omnirange station; to the Roanoke, Va., terminal omnirange station.

17. Section 600.6261 is amended to read:

§ 600.6261 VOR civil airway No. 261 (Pulaski, Va., to Beckley, W. Va.). From the Pulaski, Va., omnirange station to the Beckley, W. Va., omnirange station.

18. Section 600.6290 is added to read:

§ 600.6290 VOR civil airway No. 290 (Charleston, W. Va., to Montebello, Va.).

From the Charleston, W. Va., omnirange station via the Rainelle, W. Va., omnirange station; to the Montebello, Va., omnirange station.

19. Section 600.6016 VOR civil airway No. 16 (Los Angeles, Calif., to Boston, Mass.) is amended by changing the portion which reads: "point of intersection of the Colts Neck, N. J., omnirange 103° True and the Riverhead omnirange 222° True radials; Riverhead, N. Y., omnirange station; intersection of the Riverhead omnirange 042° True and the Norwich omnirange 224° True radials; Norwich, Conn., omnirange station;" to read: "point of intersection of the Colts Neck, N. J., omnirange 103° True and the Riverhead omnirange 218° True radials; Riverhead, N. Y., omnirange station; Norwich, Conn., omnirange station;".

20. Section 600.6046 is amended to read:

§ 600.6046 VOR civil airway No. 46 (New York, N. Y., to Nantucket, Mass.). From the point of intersection of the Riverhead omnirange 264° and the Wilton, Conn., omnirange 195° radials via the Riverhead, N. Y., omnirange station; Hampton, N. Y., omnirange station; intersection of the Hampton omnirange 83° and the Norwich, Conn., omnirange 127° radials; to the Nantucket, Mass., omnirange station. The portion of this airway which lies within the geographic limits of, and between the designated altitudes of, the Montauk Point restricted area (R-487) and the Montauk Point Warning Area (W-487) shall not be used by aircraft during the designated time of use of this restricted area and this warning area unless prior approval is obtained from the Civil Aeronautics Administration Air Traffic Control.

21. Section 600.6404 Hawaiian VOR civil airway No. 4 is amended by changing the portion which reads: "From the point of intersection of the Lihue, Kauai, T. H., omnirange 186° True and the Honolulu omnirange 246° True radials via the Honolulu, Oahu, T. H., omnirange station, including a north alternate from the point of intersection of the Lihue omnirange 189° True and the Honolulu omnirange 261° True radials to the Honolulu omnirange station;" to read: "From the point of intersection of the Lihue, Kauai, T. H., omnirange 186° and the Honolulu omnirange 246° radials via the Honolulu, Oahu, T. H., omnirange station;".

22. Section 600.6412 is added to read:

§ 600.6412 Hawaiian VOR civil airway No. 12. From the point of intersection of the Lihue, Kauai, T. H., omnirange 189° and the Honolulu omnirange 261° radials to the Honolulu, Oahu, T. H., omnirange station.

(Sec. 205, 52 Stat. 984 as amended; 49 U. S. C. 425. Interprets or applies sec. 302, 52 Stat. 985, as amended; 49 U. S. C. 452)

This amendment shall become effective 0001 e. s. t., May 8, 1958.

[SEAL] WILLIAM B. DAVIS, Acting Administrator

of Civil Aeronautics.
April 2, 1958.

[F. R. Doc. 58-2571; Filed, Apr. 8, 1958; 8:46 a.m.]

[Amdt. 6]

PART 600—DESIGNATION OF CIVIL AIRWAYS
ALTERATIONS

The civil airway alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy and the Air Force, through the Air Coordinating Committee, Airspace Panel, and are adopted to become effective when indicated in order to provide 15° separation between the main and alternate airways at the Corona, N. Mex. omnirange station. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to public interest and therefore is not required.

Part 600 is amended as follows:

1. Section 600.6068 VOR civil airway No. 68 (Albuquerque, N. Mex., to Brownsville, Tex.) is amended by changing the portion which reads: "Roswell, N. Mex., omnirange station, including a north alternate via the intersection of the Corona omnirange 125° True and the Roswell omnirange 335° True radials;" to read: "Roswell, N. Mex., omnirange station, including a north alternate;"

2. Section 600.6083 VOR civil airway No. 83 (Carlsbad, N. Mex., to Pueblo, Colo.) is amended by changing the portion which reads: "Corona, N. Mex., omnirange station, including an east alternate via the intersection of the Roswell omnirange 335° True and the Corona omnirange 125° True radials;" to read: "Corona, N. Mex., omnirange station, including an east alternate;".

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interprets or applies sec. 302, 52 Stat. 985, as amended; 49 U. S. C. 452)

This amendment shall become effective upon publication in the Federal Register.

[SEAL]

WILLIAM B. DAVIS, Acting Administrator of Civil Aeronautics.

APRIL 2, 1958.

[F. R. Doc. 58-2569; Filed, Apr. 8, 1958; 8:46 a.m.]

[Amdt. 5]

PART 601—DESIGNATION OF CONTROL AREAS, CONTROL ZONES, AND REPORTING POINTS

ALTERATIONS

The control area, control zone and reporting point alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy and the Air Force, through the Air Coordinating Committee Airspace Panel, and are adopted to become effective when indicated in order to promote safety. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to public interest and therefore is not required.

Part 601 is amended as follows:

1. Section 601.1013 Control area extension (Fort Myers, Fla.) is amended by changing the words which read: "from

Blue civil airway No. 1" to read; "from the eastern edge of Blue civil airway No. 1.

- 2. Section 601.1046 Control area extension (Falfurrias, Tex.) is amended by changing the words which read: "extending from the Falfurrias nondirectional radio beacon to a point 35 miles southwest of the nondirectional radio beacon." to read: "extending from the western boundary of VOR civil airway No. 68 to a point 35 miles southwest of the Falfurrias nondirectional radio beacon."
- 3. Section 601.1106 Control area extension (Whidbey Island, Wash.) is amended by changing the words which read: "excluding the airspace below 20,000 feet MSL which overlaps restricted areas R-231, R-232, R-233, R-234 and R-235." to read: "excluding the portions which lie within the geographic limits of, and between the designated altitudes of, restricted areas R-231, R-232, R-233, R234, and R-235 during their times of designation."
 - 4. Section 601.1125 is amended to read:
- § 601.1125 Control area extension (Tallahassee, Fla.). The airspace bounded on the north by VOR civil airway No. 22N, on the east by VOR civil airway No. 159W, and on the south and The portion of this control area extension above 19,000 feet MSL which lies beneath and also the portion which lies within the geographic limits of, and between the designated altitudes of, the Tyndall restricted area (R-336) are excluded during this restricted area's time of designation.
- 5. Section 601.1140 Control area extension (Youngstown, Ohio) is amended by changing the words which read: "on the south by Red civil airway No. 85" to read: "on the south by VOR civil airway No. 250".
- 6. Section 601.1173 Control area extension (San Francisco, Calif.) amended in last sentence by changing the words "daily" to read: "Monday through Friday," wherever they appear.
 7. Section 601.1320 Control area ex-

tension (Cross City, Fla.) is amended by changing the words which read: "to the eastern boundary of VOR civil airway Nos. 35 and 97." to read: "to the eastern boundary of VOR civil airway No. 97."

- 8. Section 601.1328 Control area extension (Oxnard, Calif.) is amended by changing the portion which reads: "excluding the airspace below 4000 feet MSL lying within the Santa Cruz Island warning area (W-412)." to read: "excluding the airspace below 3000 feet MSL lying within the Santa Cruz warning area (W-412) during daylight hours."
- 9. Section 601.1357 is amended to read:
- § 601.1357 Control area extension (Fallon, Nev.). Within a 10-mile radius of the Fallon, Nev., radio range station and within 5 miles either side of the north course of the Fallon radio range extending from the radio range station to a point 25 miles north, excluding the portion which lies within the geographic limits of, and between the designated altitudes of, restricted area

R-268 during the restricted area's time of designation.

- 10. Section 601.1369 Control area extension (Myrtle Beach, S. C.) is amended by deleting the words which read: "excluding the portion which overlaps restricted area (R-515)."
- 11. Section 601.2018 is amended to read:
- § 601.2018 Portland, Maine, control zone. Within a 5-mile radius of the Portland Municipal Airport, within 2 miles either side of the northwest course of the Portland radio range extending from the radio range station to a point 5 miles northwest, and within 2 miles either side of the Portland ILS localizer course extending from the localizer to a point 5 miles beyond the ILS outer marker.
- 12. Section 601.2089 Cleveland, Ohio, control zone is amended by changing the name "Cleveland Municipal Airport" to read: "Cleveland-Hopkins Airport".
- 13. Section , 601.2162 Orlando, Fla., control zone is amended by changing the name "Pinecastle AFB" to read: "Mc-Coy AFB" wherever it appears.

14. Section 601.2167 is amended to read:

- § 601.2167 Tallahassee, Fla., control southwest by VOR civil airway No. 7W. zone. Within a 5-mile radius of Dale Mabry Field and within 2 miles either side of the northwest course of the Tallahassee radio range extending from the radio range station to a point 10 miles northwest. The portion of this control zone above 19,000 feet MSL which lies beneath and also the portion which lies within the geographic limits of, and between the designated altitudes of, the Tyndall AFB restricted area (R-336) are excluded during the restricted area's time of designation.
 - 15. Section 601.2168 Tampa, Fla., control zone is amended by changing the name "Pinellas County Airport" to read: "St. Petersburg-Clearwater International Airport" wherever it appears.
 - 16. Section 601.2213 Salina, Kans., control zone is amended by changing the name "Smoky Hill AFB" to read: "Schilling-AFB" wherever it appears.
 - 17. Section 601.2231 is amended to
 - § 601.2231 Vero Beach, Fla., control zone. Within a 5-mile radius of Vero Beach Municipal Airport and within 2 miles either side of a line bearing 2916 True extending from the Vero Beach nondirectional radio beacon to a point 10 miles west.
 - 18. Section 601.2345 Calverton, N. Y., control zone is amended by changing the words: "and within 2 miles either side of a line bearing 46° true from the airport to a point 10 miles northeast of the Riverhead omnirange station" to read: "and within 2 miles either side of the 86° True radial of the Riverhead omnirange extending from the omnirange station to the 5-mile radius zone,".
 - 19. Section 601.6002 is amended to read:

§ 601.6002 VOR civil airway No. 2 control areas (Seattle, Wash., to Boston, Mass.) All of VOR airway No. 2 in-

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cluding north and south alternates, but excluding the airspace between the main airway and its north alternate between the Seattle, Wash., omnirange station and the Ephrata, Wash., omnirange station and also excluding the airspace between the main airway and its north alternate between the Helena, Mont., omnirange station and the Billings, Mont., omnirange station.

- 20. Section 601.6019 is amended to read:
- § 601.6019 VOR civil airway No. 19 control areas (El Paso, Tex., to Great Falls, Mont.). All of VOR civil airway No. 19 including east alternates and a west alternate.
- 21. Section 601.6046 is amended to read:
- § 601.6046 VOR civil airway No. 46 control areas (New York, N. Y., to Nantucket, Mass.). All of VOR civil airway No. 46, but excluding the airspace below 2,000 feet above mean sea level which lies beyond the continental limits of the United States.
- 22. Section 601.6059 is amended to
- * § 601.6059 VOR civil airway No. 59 control areas (Pulaski, Va., to Cleveland, Ohio). All of VOR civil airway No. 59.
- 23. Section 601.6105 is amended toread: .
- § 601.6105 VOR civil airway No. 105 control areas (Phoenix, Ariz., to Las Vegas, Nev.). All of VOR civil airway No. 105 including a west alternate.
- 24. Section 601.6187 is amended to read: 🦿 🤊
- §-601.6187 VOR civil airway No. 187 control areas (Albuquerque, N. Mex., to Rock Springs, Wyo.). All of VOR civil airway No. 187.
- 25. Section 601.6198 is amended to read:
- § 601:6198 VOR civil airway No. 198 control areas (San Simon, Ariz., to Galveston, Tex.). All of VOR civil airway No. 198.
- 26. Section 601.6261 is amended to read:
- § 601.6261 VOR civil airway No. 261 control areas (Pulaski, Va., to Beckley, W. Va.). All of VOR civil airway No. 261.
 - 27. Section 601.6290 is added to read:
- § 601.6290 VOR civil airway No. 290 control areas (Charleston, W. Va., to Montebello, Va.). All of VOR civil airway No. 290.
- 28. Section 601.6404 is amended to read:
- § 601.6404 'Hawaiian VOR civil airway No. 4 control areas. All of Hawaiian VOR civil airway No. 4.
- 29. Section 601.6412 is added to read:
- § 601.6412 Hawaiian VOR civil airway No. 12 control areas. All of Hawaiian VOR civil airway No. 12.
- 30. Section 601.7001 VOR domestic reporting points is amended by changing the following reporting points to read:

Banana Intersection: The intersection of the Honolulu, Oahu, T. H., omnirange 061° True (050° M) and the Molokai, T. H., omnirange 314° True (303° M) radials.

Clam Intersection: The intersection of the

Cross City, Fla., omnirange 242° True (240° M) and the Tallahassee, Fla., omnirange 154° True (152° M) radials.

Greenville Intersection: The intersection of the Tallahassee, Fla., omnirange 091° True (089° M); the Valdosta, Ga., omnirange 233° True (231° M), and the Cross City, Fla., omnirange 333° True (331° M) radials.

and by revoking the following reporting point:

Lumberton, N. C., omnirange station.

(Sec. 205, 52 Stat. 984, as amended: 49 U. S. C. 425. Interprets or applies sec. 601, 52 Stat. 1007, as amended; 49 U.S. C. 551)

This amendment shall become effective 0001 e. s. t., May 8, 1958.

[SEAL]

WILLIAM B. DAVIS. Acting Administrator of Civil Aeronautics.

APRIL 2, 1958.

[F. R. Doc. 58-2572; Filed, Apr. 8, 1958; 8:47 a. m.]

IAmdt, 61

PART 601-DESIGNATION OF CONTROL AREAS, CONTROL ZONES, AND REPORTING POINTS

ALTERATIONS

The control area and control zone alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy and the Air Force, through the Air Coordinating Committee Airspace Panel, and are adopted to become effective when indicated in order to promote safety. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to public interest and therefore is not required.

Part 601 is amended as follows:

1. Section 601.1425 is added to read:

§ 601.1425 Control area extension '(Alpena, Mich.). The airspace bounded by lines beginning at a point at latitude 45°28'00", longitude 83°30'00", thence extending to a point at latitude 45°16′ 30′′, longitude 83°11′25′′, thence to a point at latitude 44°42′00′′, longitude 83°52'30", thence to a point at latitude 44°53'00", longitude 84°11'30", thence to the point of beginning shall be designated a control area extension during the period beginning at 0001 e. s. t., June 1 to 0001 e. s. t., September 1, 1958, and annually thereafter.

2. Section 601.1429 is added to read:

§ 601.1429 Control area extension (Camp Douglas, Wis.). The airspace within a 30-mile radius of Volk Field, Camp Douglas, Wis., north of latitude 43°39'00", excluding the portion below 26,000 ft., within restricted area R-200 and excluding the portion below 12,000 ft., within restricted area R-468, shall be designated a control area extension during the period, beginning at 0001 c. s. t., June 1 to 0001 c. s. t., September 1, 1958, and annually thereafter.

3. Section 601.1453 is added to read:

§ 601.1453 Control area extension (Marquette, Mich.). The airspace within a 35-mile radius of the K. I. Sawyer Air Force Base, Marquette, Mich.; shall be designated a control area extension during the period beginning at 0001 c. s. t., May 1, 1958, to 2400 c. s. t., November 30, 1958.

4. Section 601.2344 is added to read:

§ 601.2344 Gulfport, Miss., control zone. The airspace within a 3-mile radius of the Gulfport Municipal Airport and within 3 miles either side of a direct line extending from the Gulfport Municipal Airport to the Keesler Air Force Base, Biloxi, Miss., excluding the portion which overlaps the Biloxi, Miss.. control zone, shall be designated a control zone during the period beginning at 0001 c. s. t., June 1 to 2400 c. s. t., September 15, 1958, and annually thereafter.

5. Section 601.2407 is added to read:

§ 601.2407 Alpena, Mich., control zone. The airspace within a 5-mile radius of Phelps-Collins Airport, Alpena, Mich., and within 2 miles either side of lines bearing 005° True and 185° True from the Alpena (APN) nondirectional radio beacon extending from the 5-mile radius zone to a point 5 miles north of the nondirectional radio beacon shall be designated a control zone during the period beginning at 0001 e. s. t., June 1 to 0001 e. s. t., September 1, 1958, and annually thereafter.

6. Section 601.2408 is added to read:

§ 601.2408 Camp Douglas, Wis., control zone. The airspace within a 5-mile radius of Volk Field, Camp Douglas, Wis., and within 2 miles either side of lines bearing 90° True and 270° True from the Volk Field (CWM) nondirectional radio beacon extending from the 5-mile radius zone to a point 12 miles east of the nondirectional radio beacon shall be designated a control zone during the period beginning at 0001 c. s. t., June 1 to 0001 c. s. t., September 1, 1958, and annually thereafter.

7. Section 601.2424 is added to read:

§ 601.2424 Marquette, Mich., control zone. The airspace within a 5-mile radius of the K. I. Sawyer Air Force Base and within 2 miles either side of the 190° True and 10° True radials of the terminal omnirange extending from the terminal omnirange station to points 8 miles north and 15 miles south of the center of the airport shall be designated a control zone during the period beginning at 0001 c. s. t., May 1, 1958, to 2400 c. s. t., November 30, 1958.

(Sec. 205, 52 Stat. 984, as amended; 49 U.S.C. 425. Interprets or applies sec. 601, 52 Stat. 1007, as amended; 49 U.S. C. 551)

WILLIAM B. DAVIS. Acting Administrator of Civil Aeronautics.

APRIL 2, 1958.

[F. R. Doc. 58-2570; Filed, Apr. 8, 1958; 8:46 a.m.]

[Amdt, 220]

PART 608-RESTRICTED AREAS

ALTERATIONS

The restricted area alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy and the Air Force, through the Air Coordinating Committee, Airspace Panel, and are adopted to become effective when indicated in order to promote safety of the flying public. Since a military function of the United States is involved, compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act is not required.

Part 608 is amended as follows: 1. Section 608.12, the Fort Huachuca, Arizona, area (R-181) amended September 11, 1957 in 22 F. R. 7225 is redesignated as follows:

Name and location	Description by geographical coordinates	Designated	Time of des-	Controlling
(chart)		altitudes	ignation	agency
Fort Huachuca, Ariz., Restricted Area (R-181) (Douglas).	Beginning at latitude 31°34′40″, longitude 110°00′00″; thence to latitude 31°29′00″, longitude 110°00′00″; thence to latitude 31°29′00″, longitude 110°18′00″; thence to latitude 31°23′45″, longitude 110°18′00″; thence to latitude 31°33′45″, longitude 110°38′00″; thence to latitude 31°38′30″, longitude 110°46′10″; thence to latitude 31°31′30″, longitude 110°33′30″; thence to latitude 31°41′00″, longitude 110°13′30″; thence to latitude 31°41′00″, longitude 110°13′30″; thence to latitude 31°41′40″, longitude 110°16′00″; thence to latitude 31°41′40″, longitude 110°13′30″; thence to latitude 31°41′40″, longitude 110°13′30″; thence to latitude 31°41′40″, longitude 110°13′30″; thence to point of beginning.	Surface to 35,000 feet MSL.	Unlimited	Headquarters U.S. Army Floretronic Proving Ground, Fort Huachuea, Ariz.

This amendment shall become effective on May 2, 1958.

2. Section 608.36, the Fallon, Nevada, area (R-268) amended December 30, 1955, in 20 F. R. 10111 is further amended by changing the "Designated Altitudes" column to read: "to 30,000 feet", and the "Time of Designation" column to read: "Continuous except Sunday".

This amendment shall become effec-

tive on May 8, 1958.
3. Section 608.48, the Myrtle Beach, South Carolina, area (R-515) amended April 10, 1957, in 22 F. R. 2359 is rescinded.

This amendment shall become effective on May 8, 1958.

4. Section 608.51, the Matagorda Island, Texas, area (R-226) amended March 6, 1956, in 21 F. R. 1439 is redesignated as follows:

Beginning at latitude 28°15′20″, longitude 96°26′50″; latitude 28°18′55″, longitude 96°27′45″; latitude 28°20′55″, longitude 96°29′15″; latitude 28°12′00″, longitude 96°46′00″; latitude 28°07′00″, longitude 96°42′00″; thence parallel to and 2 nautical miles from the shoreline to the point of beginning.

This amendment shall become effective on May 2, 1958.

5. Section 608.55, the Admiralty Inlet, Washington, area (R-231) amended October 31, 1951, in 16 F. R. 11066 is further amended by changing the "Designated Altitudes" column to read: "to 10,000 feet".

This amendment shall become effective on May 8, 1958.

6. Section 608.55, the Rosario Strait, Washington, area (R-232) amended October 31, 1951, in 16 F. R. 11066 is further amended by changing the "Designated Altitudes" column to read: "to 10,000 feet".

This amendment shall become effective on May 8, 1958.

7. Section 608.55, the Waldron Island, Washington, area (R-234) amended October 31, 1951, in 16 F. R. 11066 is further amended by changing the "Designated Altitudes" column to read: "to 10,000 feet".

This amendment shall become effective on May 8, 1958.

8. Section 608.55, the Saratoga Passage, Washington, area (R-235) amended October 31, 1951, in 16 F. R. 11066 is further amended by changing the "Designated Altitudes" column to read: "to 10,000 feet".

This amendment shall become effective on May 8, 1958.

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interpret or apply sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. 551)

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[SEAL]

WILLIAM B. DAVIS, Acting Administrator of Civil Aeronautics.

APRIL 2, 1958.

[F. R. Doc. 58-2573; Filed, Apr. 8, 1958; 8:47 a. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

Subchapter C-Drugs

PART 146—GENERAL REGULATIONS FOR THE CERTIFICATION OF ANTIBIOTIC AND ANTI-BIOTIC-CONTAINING DRUGS

ANIMAL FEED CONTAINING ANTIBIOTIC DRUGS

Under the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 507, 59 Stat. 463, as amended; sec. 701, 52 Stat. 1055, as amended; 21 U. S. C. 357, 371) and delegated to the Commissioner of Food and Drugs by the Secretary (22 F. R. 1045), the general regulations for the certification of antibiotic and antibiotic-containing drugs (21 CFR, 1956 Supp., 146.26) are

amended by adding to § 146.26 (b) the following new subparagraph:

§ 146.26 Animal feed containing penicillin. * * *. * * * (b) * * *

(35) It is intended for use solely as an aid in the prevention of coccidiosis and as an aid in stimulating growth in chicken flocks; its labeling bears adequate directions and warnings for such use, including a warning against its use in laying hens and a warning that its use must be discontinued 5 days before the treated chickens are slaughtered for human consumption; and it contains in a quantity, by weight of feed, 0.03 percent acetyl (paranitrophenyl) sulfanilamide, 0.025 percent 3,5-dinitrobenzamide, and 0.005 percent 3-nitro-4-hydroxyphenylarsonic acid; it contains less than 50 grams of antibiotics per ton of feed; and there has been submitted to the Commissioner, in triplicate, adequate information of the kind described in § 146.7 to establish the safety and efficacy of the article and to guarantee its identity, strength, quality, and purity. The exemption shall expire at the beginning of any act changing the composition of such drug, or the methods used in, and the facilities and controls used for its manufacturing, processing, and packaging, or in its labeling, unless the person who obtained the exemption has submitted to the Commissioner, in triplicate, amended information that describes such proposed changes, and such amendment has been accepted by the Commissioner.

Notice and public procedure are not necessary prerequisites to the promulgation of this order, and I so find, since it was drawn in collaboration with interested members of the affected industry, since it relaxes existing requirements, and since it would be against public interest to delay providing for the amendment herein set forth.

I further find that animal feed containing antibiotic drugs and conforming with the conditions prescribed in this order need not comply with the requirements of sections 502 (1) and 507 of the Federal Food, Drug, and Cosmetic Act in order to ensure their safety and efficacy.

Effective date. This order shall become effective upon publication in the FEDERAL REGISTER.

(Sec. 701, 52 Stat. 1055, as amended; 21 U. S. C. 371. Interprets or applies secs. 502, 52 Stat. 1050, as amended, 507, 59 Stat. 463, as amended; 21 U. S. C. 352, 357)

Dated: April 2, 1958.

[SEAL] GEO. P. LARRICK, Commissioner of Food and Drugs.

[F. R. Doc. 58-2593; Filed, Apr. 8, 1958; 8:51 a. m.]

PART 146—GENERAL REGULATIONS FOR THE CERTIFICATION OF ANTIBIOTIC AND ANTI-BIOTIC-CONTAINING DRUGS

ANIMAL FEED CONTAINING ANTIBIOTIC DRUGS

Under the authority vested in the Secretary of Health, Education, and Wel-

fare by the Federal Food, Drug, and Cosmetic Act (sec. 507, 59 Stat. 463, as amended; sec. 701, 52 Stat. 1055, as amended; 21 U. S. C. 357, 371) and delegated to the Commissioner of Food and Drugs by the Secretary (22 F. R. 1045), the general regulations for the certification of antibiotic and antibiotic-containing drugs (21 CFR, 1956 Supp., 146.26) area amended by adding to § 146.26 (b) the following new subparagraph:

(38) It is intended for use solely for accelerating weight gains in sheep: its labeling bears adequate directions and warnings for such use, including a warning that its use must be discontinued 48 hours before the treated animals are slaughtered for human consumption; it contains a quantity of diethylstilbestrol adequate to provide not more than 2 milligrams per head per day when fed in accordance with the directions for use that accompany the feed: it contains less than 50 grams of antibiotics per ton of feed; and there has been submitted to the Commissioner, in triplicate, adequate information of the kind described in § 146.7 to establish the safety and efficacy of the article and to guarantee its identity, strength, quality, and purity. The exemption shall expire at the beginning of any act changing the composition of labeling of such drug, or the methods used in its manufacturing, processing, and packaging, or in, its labeling, unless the person who obtained the exemption has submitted to the Commissioner, in triplicate, amended information describing such proposed changes, and such amendment has been accepted by the Commissioner.

Notice and public procedure are not necessary prerequisites to the promulgation of this order, and I so find, since it was drawn in collaboration with interested members of the affected industry, since it relaxes existing requirements, and since it would be against public interest to delay providing for the amendment herein set forth.

I further find that animal feed containing antibiotic drugs and conforming with the conditions prescribed in this order need not comply with the requirements of sections 502 (1) and 507 of the Federal Food, Drug, and Cosmetic Act in order to ensure their safety and efficacy.

Effective date. This order shall become effective upon publication in the FEDERAL REGISTER.

(Sec. 701, 52 Stat. 1055, as amended; 21 U. S. C. 371. Interprets or applies sec. 502, 52 Stat. 1050, as amended, sec. 507, 59 Stat. 463, as amended; 21 U. S. C. 352, 357)

Dated: April 2, 1958.

[SEAL] GEO. P. LARRICK,

Commissioner of Food and Drugs.

[F. R. Doc. 58-2594; Filed, Apr. 8, 1958; 8:51 a.m.]

TITLE 32—NATIONAL DEFENSE

Chapter V-Department of the Army

Subchapter F-Personnel

PART 582-DISCHARGE OR SEPARATION FROM SERVICE

MISCELLANEOUS AMENDMENTS

1. In § 582.1, amend paragraph (a) (2) and (3), amend paragraph (b) (1) (ii), add paragraph (b) (1) (iv), amend paragraphs (b) (2) (ii), (d), (f), and (g), to read as follows:

§ 582.1 Discharge because of minority-(a) Authority, * *

(2) The act of June 28, 1947 (61 Stat. 191; 10 U.S. C. 3816) provides that no male person under the age of 18 years shall be enlisted in the Regular Army without the written consent of his parents or guardian, if any. In the event such an individual has been enlisted or inducted, it is further provided that the Secretary of the Army shall, upon application of parent or guardian, discharge him from the military service with pay and with the form of discharge certificate to which his service shall entitle him. However, until such application is made, an individual who enlisted under the age of 17 and who has attained the age of 17 but has not yet reached the age. of 18 years may be discharged or retained in the service in accordance with paragraph (b) (1) (ii) of this section. Those under the age of 17 at the date of enlistment and who have not yet reached the age of 17 years will be released from the control and custody of the Army in accordance with paragraph (b) (1) (iv) of this section.

(3) Enlisted members of the Army National Guard of the United States and the Army Reserve who enlisted at the age of 17 without the consent of parents or guardian will be discharged because of minority unless parental consent was obtained prior to entry into the active military service. Those under the age of 17 at the date of enlistment and who have not yet reached the age of 17 years will be released from the control and custody of the Army in accordance with paragraph (b) (1) (iv) of this section. Those under the age of 17 at the date of enlistment and who have attained the age of 17 years but have not yet reached the age of 18 years may be discharged or retained in service in accordance with paragraph (b) (1) (ii) of this section. No enlisted man will be discharged for minority after reaching his 18th birthday.

(b) Application of laws—(1) Enlisted men (i. e., all male personnel serving in enlisted grades). * * *

(ii) Unless under charges or in confinement for a serious offense as set forth in paragraph (e) of this section, an enlisted man who was under 17 years of age at the time of enlistment and who has attained the age of 17 but has not reached the age of 18 years may be discharged upon receipt of satisfactory evidence as to the date of his birth, regardless of whether he enlisted with or without the consent of his parents or guard-

may, upon recommendation of his immediate commanding officer, be retained in service at the option of the Secretary of the Army, unless application for his discharge is made by his parents or guardian, if any, in accordance with subdivision (iii) of this subparagraph. Requests for retention in service, with appropriate documentation and recommendations, will be forwarded to The Adjutant General, Department of the Army, Washington 25, D. C., Attn: AGPO-XD, for final decision. *_

(iv) A minor under 17 years of age is incapable of entering into a valid enlistment. Accordingly, the enlistment of an individual who was below 17 years of age at the time of enlistment or induction, and who has not attained the age of 17 upon receipt of satisfactory evidence as to the date of his birth, is void. Such individual, upon determination that his enlistment is void, will be released from the custody and control of the Army without being furnished a certificate of discharge of any kind.

(2) Enlisted women. * * * (ii) Unless under charges or in confinement for a serious offense as set forth in paragraph (e) of this section, an enlisted woman who was under 18 years of age at the time of enlistment and who has not yet reached the age of 21 years may be discharged upon receipt of satisfactory evidence as to the date of her birth, regardless of whether she enlisted with or without the consent of her parents or guardian, if any. However, such enlisted woman may, upon recommendation of her immediate commanding officer, be retained in service at the option of the Secretary of the Army, unless application for her discharge is made by her parents or guardian, if any, in accordance with subdivision (iii) of this subparagraph. Requests for retention in service, with appropriate documentation and recommendations, will be forwarded to The Adjutant General, Department of the Army, Washington 25, D. C., Attn: AGPO-XD, for final decision.

(d) Allowances—(1) Discharge. An individual discharged on account of minority is entitled to pay and allowances, including travel allowance upon separation.

(2) Released from military control. (i) A minor confined pursuant to sentence of court-martial who is released from military control by virtue of a void enlistment (paragraph (b) (1) (iv) of this section) is entitled to:

(a) Whatever pay and allowances he has already received during the period of his void enlistment, but not to pay or allowances not actually paid to him prior to the date on which his enlistment was determined to be void:

(b) Transportation in kind to his home of record;

(c) Civilian clothing, not to exceed \$30 in cost, similar to that issued to a prisoner on release from prison; and

(d) A gratuity of \$25.

(ii) A minor who is not confined in an Army or contract prison and who is ian, if any. However, such enlisted man released from military control by virtue

of a void enlistment (paragraph (b) (1) (iv) of this section) is entitled to benefits listed in subdivision (i) of this subparagraph, with the exception of the clothing prescribed in subdivision (i) (c) of this subparagraph.

(f) Indebtedness, or confinement by civil authorities. Indebtedness to the Government or to an individual, or confinement by civil authorities will not prevent discharge, or release from military control, for minority when an individual is eligible therefor.

(g) Form of discharge certificate—(1) Discharge. Notwithstanding the fact that enlistment may have been obtained by misrepresentation as to age or consent of parents or guardian, in cases in which a discharge certificate is authorized under the regulations of this section, a DD Form 256A (Honorable Discharge Certificate) or a DD Form 257A (General Discharge Certificate) will be given to reflect the character of service performed since entry on active duty.

(2) Release from military control. An individual who is to be released from military control pursuant to an administrative determination that his enlistment was void, cannot legally be discharged from the Army. Such individual will, instead, be released from the custody and control of the Army without being furnished a certificate of discharge of any kind, a DD Form 217A (Certificate of Service) or a DD Form 214 (Armed Forces of the United States Report of Transfer or Discharge). The following entry will be made in section 10 of the individual's DA Form 24 (Service Record): "Released from military control by virtue of a void enlistment per (cite Special Order Number, SPN 976 and issuing headquarters)," and a copy of the Special Orders releasing the individual from military control will be placed in DA Form 201.

2. In § 582.2, revise paragraphs (a) (1) and (2), (b) (2) (i), and (c) (5) to read as follows:

§ 582.2 Discharge because of dependency or hardship-(a) Authority. * * *

(1) Dependency, when, by reason of death or disability of a member of his family occurring after his enlistment or induction, members of the enlisted person's family become principally dependent upon him for care or support. (10 U. S. C. 3813, Act of 4 June 1920.)

(2) Hardship, when, in circumstances not involving death or disability of a member of his family, his separation from the service will materially affect the care or support of his family by alleviating undue hardship.

(b) Application of laws. * * *

(2) Hardship. (i) Undue and genuine hardship conditions affecting members of the enlisted person's family have arisen after or as a result of his entry into active military service. Undue and genuine hardship does not necessarily exist solely because of altered present or expected income, or because the enlisted person is separated from his family or must suffer the inconvenience normally incident to military service.

application.

(5) Applications for dependency or hardship separations from personnel en route overseas normally will not be accepted at oversea replacement stations. However, the commanders of such activities may accept such applications if they feel that, based upon the evidence submitted and/or personal interview, separation from active duty may be necessary to prevent or relieve undue hardship or destitution. In such instances, retention at oversea replacement stations for a period of not more than 30 days, in order to allow individuals to procure necessary evidence to support their applications is authorized. If the application, together with supporting evidence, is submitted within the above

(c) Application for separation. * * *

[C 4, AR 615-362, Mar. 5, 1958] (Sec. 3012, 70A Stat. 157; 10 U. S. C. 3012)

specified period, retention may be continued pending final action on the

[SEAL] HERBERT M. JONES,

Major General, U. S. Army,

The Adjutant General.

[F. R. Doc. 58-2567; Filed, Apr. 8, 1958; 8:46 a. m.]

TITLE 32A—NATIONAL DEFENSE, APPENDIX

Chapter XVIII—National Shipping Authority, Maritime Administration, Department of Commerce

[NSA Order No. 6 (INS-1, 7th rev.)]

INS-1—MARINE PROTECTION AND INDEM-NITY INSURANCE INSTRUCTIONS UNDER GENERAL AGENCY AND BERTH AGENCY AGREEMENTS

Effective as of March 31, 1958, midnight, eastern standard time, NSA Order No. 6 (INS-1, 6th Revision), published in the Federal Register issue of April 16, 1957 (22 F. R. 2578), is hereby revised to read as follows:

Sec.

- 1. What this order does.
- 2. Insurer. 3. Assured.
- 4. Vessels insured and terms of insurance.
- Assumption of risk by owner and attachment and cancellation dates of commercial insurance.
- 6. Issuance of policies or certificates by Underwriter.
- 7. Insurance premiums.
- 8. Reports of accidents and occurrences.
- 9. Settlement of claims.
- 10. Litigation and employment of counsel.
- 11. Report of claims.
- 12. Application and interpretation of this order.

AUTHORITY: Sections 1 to 12 issued under sec. 204, 49 Stat. 1987, as amended; 46 U.S. C. 1114.

Section 1. What this order does. Effective as of March 31, 1958, midnight, e. s. t., this order prescribes instructions with respect to the placing of commercial marine protection and indemnity (referred to in this order-as "P & I") insurance and the handling of claims of a P & I insurance nature, required to be followed by General Agents and Berth Agents under General Agency Agree-

ments and Berth Agency Agreements respectively, with the United States of America, 'acting by and through the Director, National Shipping Authority, Maritime Administration, Department of Commerce (referred to in this order as the "Owner").

Sec. 2. Insurer. The National Automobile and Casualty Insurance Co., 639 South Spring Street, mail address, Box 5780 Metro. Station, Los Angeles 55, California (referred to in this order as the "Underwriter"), entered into an insuring agreement with the Owner covering the period from March 31, 1958, midnight, e. s. t., to March 31, 1959, midnight, e. s. t.

SEC. 3. Assured. The assureds are (a) the United States of America, acting by and through the Director, National Shipping Authority, Maritime Administration, Department of Commerce, and (b) its General Agents and Berth Agents, and Sub-Agents acting on behalf of either.

SEC. 4. Vessels insured and terms of insurance. The Underwriter has agreed to provide P & I insurance with respect to General Agency vessels operated in the employment of the Military Sea Transportation Service (referred to in this order as "MSTS"), for a period of one year from midnight, e. s. t., March 31, 1958, at an annual rate of \$3.88 per gross registered ton on a daily pro rata basis, attaching as provided in section 5 (a), (b), (c), (d) and (e) of this order and terminating as of midnight, e. s. t., March 31, 1959, or in accordance with section 5 (c), (f), (g) and (h) of this order. This insurance covers the vessel's liability of a P & I insurance nature except for any loss, damage or expense in respect to cargo, including baggage and personal effects of passengers, if any, or cargo's proportion of general average or special charges, or in any other way relating to cargo which is to be carried, is being carried, or has been carried on board such vessels. The limit of liability in any claim shall be \$250,-000.00 for each accident or occurrence per vessel, with a deduction of \$500 for each accident or occurrence resulting in personal injury, illness, or death, and \$250.00 for each accident or occurrence of other types except "putting in" and burial expenses. Claims for "putting in" and burial expenses are not subject to any deduction. The Underwriter has agreed to accept liability not to exceed \$200 for burial expenses, and also to include liability, under the same terms, conditions and deductibles as set forth in the policy, to non-paying observers aboard experimental vessels under General Agency operation in the employment of the Military Sea Transportation

Sec. 5. Assumption of risk by Owner and attachment and cancellation dates of commercial insurance—(a) Vessels allocated and delivered to General Agents at fleet site under. General Agency Agreement 3-19-51. When vessels are allocated and delivered to General Agents at fleet site, the Owner will assume the risks of a P & I insurance nature from the date and hour of the

vessel's delivery to the General Agent at fleet site to 12:01 a.m. (local time) of the day the vessel is accepted by MSTS, or until 12:01 a.m. (local time) of the date of initial signing on of crew under articles (not the effective date in the event articles are dated prior to or later than the initial signing on), whichever shall occur first. As of that time, the P&I risks shall be commercially insured with the Underwriter, and the General Agents shall arrange to have the insurance so attached.

(b) Vessels delivered from bareboat charter and allocated for operation under General Agency Agreement 3-19-51. When vessels are delivered from bareboat charter and delivered to General Agents for operation under General Agency Agreement 3-19-51, the P & I insurance risks shall be commercially insured with the Underwriter and the General Agents shall arrange to have P & I insurance attached as of the date and hour of the vessel's delivery under the Agreement.

(c) Vessels transferred from one General Agent to another under General Agency Agreement 3-19-51. When a vessel is withdrawn from operation under one General Agent and allocated to another for operation, the respective General Agents shall, unless advised to the contrary, arrange with the Underwriter for the termination and reattachment of P & I insurance as of the respective dates and hours of redelivery and delivery of the vessel from and to the respective General Agents.

(d) New vessels allocated and delivered under General Agency Agreement 3-19-51. When new vessels are allocated and delivered to General Agents directly from the builder's yard, the General Agents shall, unless advised to the contrary, arrange for commercial P & I insurance with the Underwriter to have the insurance attach as of the date and hour of the vessel's delivery under the Agreement.

(e) Vessels presently in operation under General Agency Agreement 3-19-51. In respect to the vessels in operation on the effective date of the new P & I insurance contract, the General Agents shall immediately declare such vessels to the Underwriter, and the insurance shall attach on each such vessel in accordance with the new P & I insurance contract as of midnight, e. s. t., March 31, 1958.

(f) Vessels designated for redelivery. General Agents shall terminate the commercial P & I insurance on these vessels as of midnight (local time) of the day the vessel is redelivered by MSTS to the General Agent or midnight (local time) of the day the articles are terminated, whichever shall last occur.

(g) Vessels in reduced operational status and subsequently designated for stripping and lay up. General Agents shall terminate the commercial P & I insurance on those vessels as of midnight, e. s. t., of the date they receive notice to the effect that the vessels are designated for stripping and lay up.

(h) Notice of attachment and termination of insurance. General Agents shall promptly notify the Chief, Division

of Insurance, Office of Comptroller, Maritime Administration, Washington 25, D. C., of the date and hour of the attachment or of the termination of P & I insurance after either is effected in accordance with paragraphs (a), (b), (c), (d), (e), (f), and (g) of this section.

Sec. 6. Issuance of policies or certificates by Underwriter. The Underwriter, upon receipt of applications from General Agents, will arrange for execution and delivery of the policies and/or certificates to such General Agents with respect to each vessel named in such applications. The Underwriter will also furnish such copies of policies and/or certificates as may be required by the Owner and the General Agents. The original of all policies and/or certificates shall be promptly forwarded by each General Agent to the Chief, Division of Insurance, Office of Comptroller, Maritime Administration, Department of Commerce, Washington 25, D. C. Upon cancellation of this insurance, the Underwriter will issue an endorsement with respect to such cancellation, showing the cancellation date and amount of return premium.

SEC. 7. Insurance premiums—(a) Payment of premiums. Premiums for P & I insurance provided under the policies shall be paid by each General Agent quarterly, in advance, for the period from the date of attachment of such insurance to March 31, 1959, midnight, e.s.t. Brokerage, if any, shall be allowed, but in no event to exceed 11/4, percent of the annual premiums for each commenced quarter.

(b) Return premiums. Each General Agent shall be responsible for collection or obtaining credit for return premiums provided for in the current policy for all vessels insured with the Underwriter pursuant to this order. Such return premiums shall be computed in accordance with the provisions of such policy. Statements or credit memoranda shall be obtained in duplicate from the Underwriter; the originals thereof shall be filed in the General Agent's office subject to inspection by the Owner's auditors, and shall be retained until completion of audit. The duplicate copies thereof shall be forwarded to the Chief, Division of Insurance, Office of Comptroller, Maritime Administration, Washington 25, D. C.

Sec. 8. Reports of accidents and occurrences-(a) Reports to Underwriter. All accidents and occurrences of a P & I insurance nature, arising subsequent to the attachment of P & I insurance (as provided in section 5 of this order) shall be promptly reported by General Agents to the Underwriter, together with all available information. The General Agents shall also obtain the names of the Underwriter's outport representatives and supply such information to the Master of each vessel so that he may report to and/or obtain from these representatives such information and assistance as may be required under the circumstances.

(b) Reports to Owner. All accidents and occurrences of a P & I insurance

and subsequent to the termination of this insurance (as provided in section 5 of this order) shall be reported to the Chief, Division of Insurance, Office of Comptroller, Maritime Administration, Washington 25, D. C.

FEDERAL REGISTER

SEC. 9. Settlement of Claims—(a) On risks insured under commercial marine protection and indemnity policies. General Agents of vessels described in this order are hereby authorized to settle without prior approval, all claims of a P & I insurance nature where the settlement amounts do not exceed the applicable deductions set forth in the P & I policy. When the proposed settlement amounts of such claims exceed the applicable deductions. General Agents shall obtain the Underwriter's approval of the proposed settlements and, immediately after payment in full, or, of any portion thereof over the applicable deductions, make formal claim for reimbursement from the Underwriter. All claims which do not exceed the deduction in the policy are chargeable to vessel expense and shall be accounted for in accordance with current accounting and/or auditing instructions. When settling any claim, the General Agent shall advise the claimant that such settlement is not to be construed as an admission of liability by or on behalf of the Owner, or its General Agents and Berth Agents or their Sub-Agents, but that the settlement is a compromise of a disputed claim. General Agents shall be expected to apply sound judgment and follow standard practices of steamship operators in the settlement or other disposition of P & I claims and shall avail themselves of the advice and assistance of the Underwriter, and may also consult with the appropriate District Counsel of the Maritime Administration, and the Chief, Division of Insurance, Office of Comptroller, Maritime Administration, Washington 25, D. C. Berth Agents shall furnish reports and render all necessary assistance to the General Agents in handling P & I insurance claims. A claim shall be settled only when the amount of the settlement is reasonable under the circumstances, is adequately supported, and is in the best interests of the United States.

(b) On risks assumed by the Owner. General Agents are hereby authorized to settle claims of a P & I insurance nature. arising under conditions where the risk is assumed by the Maritime Administration (as set forth in section 5 of this order), without prior approval, provided the proposed settlement amount of each claim does not exceed \$1,000.00. If the proposed settlement amount of any such claim exceeds \$1,000.00 the General Agent shall, prior to payment, obtain the approval of the proposed settlement from the Chief, Division of Insurance, Office of Comptroller, Maritime Administration, Washington 25, D. C. The amounts and costs of these settlements are chargeable to vessel operating expense and shall be accounted for in accordance with current accounting and/or auditing instructions. When nature, arising prior to the attachment settling any claim hereunder, General

Agents shall be governed by the procedure and instructions set forth in paragraph (a) of this section insofar as applicable.

(c) Claims declined by Underwriters. Any claim of a P & I insurance nature. whether arising prior or subsequent to March 31, 1958, which has been declined by this Underwriter, or by any other Underwriters under prior insuring agreements, shall be forwarded to the Chief, Division of Insurance, Office of Comptroller, Maritime Administration, Washington 25, D. C., for review and further instruction.

SEC. 10. Litigation and employment of counsel. (a) As to any suit arising out of the activities of a General Agent in the course of his official duties, wherein the General Agent is named a party or one of the parties respondent or defendant, and whether or not the risk is covered by P & I insurance, such General Agent shall immediately, by air mail. forward copies of the pleadings and all other related legal documents to the General Counsel, Maritime Administration, Department of Commerce, Washington 25, D. C., and to the Attorney General, Admiralty and Shipping Section, Department of Justice, Washington 25, D. C. No General Agent, Berth Agent, or Sub-Agent, shall incur any legal expenses in connection with any claim covered by P & I insurance unless approved in advance by the Underwriter. or in connection with any other claim unless approved in advance by the General Counsel, Maritime Administration, except in an emergency where time will not permit such approval to be obtained.

(b) In addition to the foregoing, in the case of any attachment or seizure of a vessel, whether or not the risk is covered by P & I insurance, the General Agent shall immediately, by telegram, radio, or cable, notify the nearest Maritime Administration representative or the General Counsel, Maritime Administration, Washington 25, D.C.

Sec. 11. Report of claims. (a) All General Agents shall submit to the Chief, Division of Insurance, Office of Comptroller, Maritime Administration, Washington 25, D. C., annual reports of all claims, listed separately as per the attached form.

(b) The first of such reports shall cover the annual period ending December 31, 1958, and shall be submitted as soon as possible after said date. Subsequent reports shall be made promptly after the conclusion of each semi-annual period thereafter. A claim previously reported as closed shall not be reported on subsequent statements unless it is reopened. The reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

SEC. 12. Application and interpretation of this order. General Agents shall communicate directly with the Chief, Division of Insurance, Office of Comptroller, Maritime Administration, Washington 25, D. C., regarding all questions of application, interpretation, or intent of this order.

Since the foregoing, without material change, was sent direct to interested persons it is found, for good cause shown, to be impracticable and unnecessary to delay the effective date; therefore, in accordance with section 4 of the Administrative Procedure Act (5 U.S. C. 1003),

this 7th Revision shall be effective as of March 31, 1958, as aforesaid.

Approved: April 2, 1958.

By WILLIAM A. STIGLER, For WALTER C. FORD, Deputy Maritime Administrator.

• Vessel	Name of injured or claimant	Nature and date of injury, loss, or damage	Amount(s) paid if any	Date and amount of billing to underwriter	Date and amount of reimburse- ment re- ceived from underwriter	Estimated future cost	Status and/or remarks
•		Insur	l ed claims reco	l rded since last 1	eport ·		,
* ~		Insured	claims paid o	r closed since la	st report		\

*							
] 	Insured c	laims pendin 	g as of date of th	is report		
		40011	nich eleime	ecorded since la			
		Assumed					
		Assumed ri	sk claims na	d or closed since	l		
*							
		Assumed ris	k claims pen	ding as of date o	f this report		
*							

[F. R. Doc. 58-2566; Filed, Apr. 8, 1958; 8:45 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers. Department of the Army

PART 207-NAVIGATION REGULATIONS

ST. MARYS FALLS CANAL AND LOCKS, MICHIGAN

Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U. S. C. 1), § 207.441 governing the security of St. Marys Falls Canal and Locks, Michigan, is hereby amended in respect to restrictions on transit of vessels, amending paragraph (b) (1) and (3), as follows:

§ 207.441 St. Marys Falls Canal and Locks, Mich.; security. * * *

- (b) Restrictions on transit of vessels.
- (1) Vessels of the Sino-Soviet-bloc countries.
- (3) All pleasure craft; except that, during the hours from sunrise to sunset, motorboats (as defined by the Motorboat Act of April 25, 1940 or the Canada Shipping Act "Rules of the Road for the Great Lakes") and motor vessels, may be permitted to transit the canal immediately following security examination by and receipt of a clearance certificate from the St. Marys River Patrol of the United States Coast Guard. Downbound pleasure craft desiring to transit the canal shall report for examination to the United States Coast Guard Dispatch Station at Big Point in the upper

St.-Marys River, and upon receipt of a clearance certificate shall deliver it to the Lock Dispatch Station on the Northwest Pier. Upbound pleasure craft desiring to transit the canal shall report for examination to the Captain of the Port Office, United States Coast Guard-Base, Sault Ste. Marie, Michigan, which is located adjacent to the International Ferry Dock immediately below the locks, and upon receipt of a clearance certificate shall deliver it to the Lock Dispatch Station on the East Center Pier.

[Regs., Mar. 13, 1958, 800.93 (St. Marys River, Mich.)—ENGWO] (Sec. 7, 40 Stat. 266; 33 U.S.C.1)

[SEAL] HERBERT M. JONES, Major General, U.S. Army, The Adjutant General.

[F. R. Doc. 58-2568; Filed, Apr. 8, 1958; 8:46 a.m.]

PROPOSED Rule Making

DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

18 CFR Parts 235, 235a 1

PREEXAMINATION OF ALIENS

NOTICE OF PROPOSED RULE MAKING

Pursuant to section 4 of the Administrative Procedure Act (60 Stat. 238; 5

U. S. C. 1003), notice is hereby given of the proposed issuance of the following rules relating to the preexamination of aliens. In accordance with subsection (b) of said section 4, interested persons may submit to the Commissioner of Immigration and Naturalization, Room 630, 119 D Street NE., Washington 25, D. C., written data, views, or arguments (in duplicate) relative to these proposed rules. Such representations may not be presented orally in any manner. All relevant material received within 20 days following the day of publication of this notice will be considered. o

1. Section 235.5 Pre-inspection in certain parts of the United States is amended to read as follows:

§ 235.5 Preexamination—(a) In United States territories and possessions. In the case of any aircraft proceeding from Hawaii, Alaska, Guam, Puerto Rico, or the Virgin Islands of the United States destined directly and without touching at a foreign port or place to any other of such places or to the continental United States, the examination required by the act of the passengers and crew may be made prior to the departure of the aircraft, and in such event, final determination of admissibility shall be made immediately prior to such departure. The examination shall be conducted in accordance with sections 234, 235, 236, and 237 of the act and this part and Parts 236 and 237 of this chapter, except that if it appears to the examining immigration officer that any person in the United States being examined under this section is prima facie deportable from the United States, further action with respect to his examination shall be deferred and further proceedings conducted as provided in section 242 of the act and Part 242 of this chapter. When the foregoing inspection procedure is applied to any aircraft, persons examined and found admissible shall be placed aboard the aircraft, or kept at the airport separate and apart from the general public until they are permitted to board the aircraft. No other person shall be permitted to depart on such aircraft until and unless he is found to be admissible as provided in this section.

(b) In contiguous territory and adjacent islands. In the case of any aircraft or vessel proceeding directly from a port or place in foreign contiguous territory or adjacent islands to a port of entry in the continental United States, the examination and inspection of passengers and crew required by the act and final determination of admissibility may be made immediately prior to such departure at the port or place in foreign contiguous territory or adjacent island and shall have the same effect under the act as though made at the destined port of

entry in the United States.

(c) In the United States—(1) Application. Any alien except a citizen of Canada, Mexico, or islands adjacent to the United States, or an alien who last entered the United States as a landed crewman shall apply for preexamination on Form I-63 if he intends to apply to a consular officer of the United States in Canada for an immigrant visa and he

believes that he will be admissible to the United States under all the provisions of the immigration laws if in possession of an immigrant visa, or that he is prima facie eligible for a waiver of excludability under section 5 or 7 of the act of September 11, 1957; that he will be able to obtain the prompt issuance of an immigrant visa, and that he is a person of good moral character. Any alien who files Form I-63 shall be deemed to have thereby abandoned his nonimmigrant status in the United States. Form I-63 shall be submitted to the office of the Immigration and Naturalization Service having jurisdiction over the applicant's place of residence, and may be filed separately or in conjunction with a petition for nonquota or preference quota status under Part 204 or 205 of this chapter. If the applicant is under deportation proceedings, the application shall be made to the special inquiry officer during the hearing pursuant to Part 242 of this chapter. The applicant shall be notified of the decision, and, if the application is denied, of the reasons therefor and of his right to appeal under Part 6 or 7 of this chapter.

(2) Disposition. When preexamination is authorized, the applicant shall not be preexamined until he has presented written assurance from the consular officer of the United States in Canada that a visa will be promptly available if upon personal examination he is found eligible for a visa, and a report from a medical officer of the United States Public Health Service setting forth findings of the applicant's mental and physical condition. Any applicant certified under paragraph (1), (2), (3), (4), or (5) of section 212 (a) of the act may appeal to a board of medical officers of the United States Public Health Service as provided in section 234 of the act and Part 236 of this chapter. Preexamination to determine the applicant's admissibility to the United States shall be conducted in the manner and under the procedures prescribed in sections 235 and 236 of the act and Parts 235 and 236 of this chapter. If the applicant is found admissible, he shall be given a sealed letter addressed to the Canadian imigration officer at the port through which he will enter Canada, showing the purpose of the applicant's visit to Canada and guaranteeing that if admitted to Canada he will be readmitted to the United States. An applicant previously found admissible in preexamination proceedings, who, having proceeded to Canada, is found inadmissible at the time of seeking reentry into the United States, shall be paroled into the United States.

2. Part 235a—Preexamination of aliens within the United States is revoked. such written views may (Sec. 103, 66 Stat. 173; 8 U. S. C. 1103) to Edwin A. Riley, Director

Dated: April 3, 1958.

J. M. SWING, Commissioner of Immigration and Naturalization.

[F. R. Doc. 58-2578; Filed, Apr. 8, 1958; 8:47 a. m.]

POST OFFICE DEPARTMENT

I 39 CFR Parts 16, 22, 25 I

SECOND-CLASS PUBLICATIONS; LIBRARY
BOOKS

NOTICE OF PROPOSED RULE MAKING

Under present regulations governing the mailing of second-class publications. sealed or unsealed envelopes used as wrappers and sealed wrappers or other sealed covers must show in the upper left corner of the address side the name and address of the publication and in the upper right corner a notice of entry. It is proposed to amend these regulations so as to provide that the name of the publication and the mailing address to which undeliverable copies or change of address notices are to be sent appear in the upper left corner. Notice of entry would appear in the upper right corner. as at present. It is also proposed to require that addresses in mastheads and date lines of second-class publications be printed so that they will clearly show where change of address notices, undeliverable copies, orders for subscriptions, and other mail items are to be sent.

It is also proposed to relax the requirements for securing approval of the privilege of mailing books at the library book rate. It is planned to discontinue the present system and enable qualified libraries and organizations to mail books at the special rate without filing a request for permission with the postmaster, so long as the name of the library or organization appears in the address (or return address) on each parcel mailed.

If adopted the effective date of the new regulations will be May 15, 1958. The amendments to Title 39, Chapter I, Code of Federal Regulations, which follow will achieve the desired purpose.

The subject regulations relate to a proprietary function of Government, and therefore are exempt from the rule making requirements of 5 U.S. C. 1003. However, the Postmaster General desires to voluntarily observe the requirements of the Administrative Procedure Act in matters of this kind, and to afford patrons of the Postal Service an opportunity to present written views on the

proposed amendments. Accordingly, such written views may be submitted to Edwin A. Riley, Director, Postal Services Division, Bureau of Operations, Post Office Department, Washington 25, D. C. at any time prior to April 30, 1958.

PART 16—BULK MAILINGS

In § 16.1 Second-class publications, amend paragraph (b) (6) to read as follows:

(6) Sealed or unsealed envelopes used as wrappers and sealed wrappers or other sealed covers must show in the upper right corner a notice of entry, and in the upper left corner the name of the publication and the mailing address to which undeliverable copies or change of address notices are to be sent. See § 22.2 (d) (6) of this chapter.

Note: The corresponding Postal Manual section is 126.12f.

(R. S. 161, 396, as amended; sec. 5, 18 Stat. 232, as amended; 5 U. S. C. 22, 369, 39 U. S. C. 283)

PART 22-SECOND CLASS

In § 22.2 Qualifications for secondclass privileges, add the following to paragraph (d) (6): "Addresses in mastheads and date lines must be printed so they will clearly show where change of address notices, undeliverable copies, orders for subscriptions, and other mail items are to be sent. See § 16.1 (b) (6) of this chapter."

Nore: The corresponding Postal Manual section is 132.25f.

(R. S. 161, 396, as amended; sec. 1, 25 Stat. 1, as amended; 5 U. S. C. 22, 369, 39 U. S. C. 249)

PART 25-FOURTH CLASS

In § 25.9 Nonprofit organizations, amend paragraph (a) to read as follows:

(a) Library books. The name of the mailing public library, organization or association must be shown in the return address on parcels of books sent to county or other unit libraries or as a loan to readers. Parcels of books returned by libraries or readers must show in the address the name of the lending library, organization, or association. No permit is required.

Note: The corresponding Postal Manual section is 135.9a.

(R. S. 161, 396, as amended; sec. 204, 62 Stat. 1262, as amended; 5 U. S. C. 22, 369, 39 U. S. C. 292a)

[SEAL] HERBERT B. WARBURTON,
Acting General Counsel.

[F. R. Doc. 58-2581; Filed, Apr. 8, 1958; 8:48 a. m.]

NOTICES

DEPARTMENT OF COMMERCE

Federal Maritime Board

[Docket No. S-67]

T. J. McCarthy Steamship Co.

NOTICE OF HEARING; AMENDMENT

The notice published in the FEDERAL REGISTER on April 25, 1956, concerning a public hearing to be held under sections 605 (c) and 805 (a) of the Merchant Marine Act, 1936, as amended, upon an application of T. J. McCarthy Steamship Company for an operating-differential subsidy agreement, is hereby amended so as to delete the reference to section 605 (c) of the Merchant Marine Act, and to modify the request for permission under section 805 (a) so as to engage intrade on the Great Lakes between Detroit, Michigan, and Cleveland, Ohio, Buffalo, New York, and Duluth, Minnesota; and to carry coal, grain and ore in bulk between any and all Great Lakes ports; all with owned, unsubsidized vessels.

The hearing will be before an Examiner, at a time and place to be announced. in accordance with the Federal Maritime Board's rules of practice and procedure and a recommended decision will be issued.

All persons (including individuals, corporations, associations, firms, partnerships, and public bodies) desiring to intervene in the proceeding are requested to notify the Secretary of the Federal Maritime Board within fifteen (15) days from publication hereof, and should promptly file petitions for leave to intervene in accordance with said rules of practice and procedure.

Dated: April 3, 1958.

By order of the Federal Maritime Board.

[SEAL]

JAMES L. PIMPER, Secretary.

[F. R. Doc. 58-2565; Filed, Apr. 8, 1958; 8:45 a. m.]

DEPARTMENT OF LABOR Wage and Hour Division

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice is hereby given that pursuant' to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended; 29 U.S.C. 201 et seq.), the regulations on employment of learners (29 CFR Part 522), and Administrative Order No. 414 (16 F. R. 7367), the firms listed in this notice have been issued special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rates otherwise applicable under section 6 of the act. The effective and expiration dates, occupations, wage rates, number or proportion of learners, learning periods, and the principal product manufactured by the employer for certificates issued under

general learner regulations (§§ 522.1 to 522.11) are as indicated below. Conditions provided in certificates issued under special industry regulations are as established in these regulations.

Apparel Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.20 to 522.24, as amended).

The following learner certificates were issued authorizing the employment of 10 percent of the total number of factory production workers for normal labor turnover purposes. The effective and expiration dates are indicated.

Bayly Manufacturing Co., 1319 SE. Union Avenue, Portland, Oreg.; effective 4-1-58 to 3-31-59 (men's work clothing, overalls and

jeans; boys' work clothing).

Blue Bell, Inc., Prentiss County, Baldwyn,
Miss.; effective 4-1-58 to 3-31-59 (blouses).

Georgia Slacks Co., Lawrenceville, Ga. effective 3-19-58 to 3-18-59 (men's and boys' trousers).

Hanover Shirt Co., Inc., Ashland, Va.; effective 3-20-58 to 3-19-59 (men's cotton fiannel sport shirts).

International Latex Corp., LaGrange, Ga.; effective 4-4-58 to 4-3-59 (brassieres).

Matawan Undergarment Co. Inc., 5 Johnson Avenue, Matawan, N. J.; effective 4-13-58 to 4-12-59 (children's underwear).

Movie Star of Mississippi, Inc., Purvis, Miss.; effective 3-31-58 to 3-30-59; workers engaged in the production of lingerie made of woven fabric (slips, petticoats and gowns).

Reliance Manufacturing Co., Factory No. 42, Blytheville, Ark.; effective 4-1-58 to 3-31-59 (men's and boys' sport shirts).

Wagener Manufacturing Co., Inc., Wagener, S. C.; effective 4-11-58 to 4-10-59 (shirts, robes, cabana sets).

The following learner certificates were issued for normal labor turnover purposes. The effective and expiration dates and the number of learners auposes. thorized are indicated.

Duquesne Manufacturing Co., New Kensington, Pa.; effective 4-1-58 to 3-31-59; 10 learners (women's cotton dresses, hooverettes, aprons, pinafores, etc.).

M. & G. Sportswear Co., 613 Main Street, Rockland, Me.; effective 3-21-58 to 3-20-59;

Steamers (men's and boys' pants).

Marine Garment Co., 13th and Pestalozzi
Streets, Highland, Ill.; effective 3-21-58 to
3-20-59; 10 learners. Learners may not be employed at special minimum wage rates in the production of separate skirts (women's sportswear-cotton).

Rowan Industries, Inc., P. O. Box 878. Rockwell, N. C.; effective 3-17-58 to 3-16-59; 10 learners (ladies' pajamas, dusters).

Hosiery Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.40 to 522.43, as amended).

Davenport Hosiery Mills, Inc., Ellijay Plant, Ellijay, Ga.; effective 3-21-58 to 9-20-58; 30 learners for plant expansion purposes (seam-

Se-Ling Mills, Division of Prestige, Inc., 505 North Third Street, Quincy, III.; effective 3-28-58 to 3-27-59; 5 learners for normal labor turnover purposes (seamless).

Knitted Wear Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.30 to 522.35, as amended).

Movie Star of Mississippi, Inc., Purvis, Miss.; effective 3-31-58 to 3-30-59; 5 percent of the total number of factory production

workers engaged in the production of lingerie made of knitted fabric for normal labor turnover purposes (slips, petticoats and gowns).

Regulations Applicable to the Employment of Learners (29 CFR 522.1 to 522.11, as amended).

Palm Beach Co., Roanoke, Ala.; effective 3-19-58 to 9-18-58; 5 percent of the total number of factory production workers for normal labor turnover purposes; in the occupations of, sewing machine operator, final presser, hand sewer, and finishing operations involving hand sewing, each for a learning period of 480 hours at the rates of at least 85 cents an hour for the first 280 hours, and not less than 90 cents an hour for the remaining 200 hours (men's Palm Beach suits).

Each learner certificate has been issued upon the representations of the employer which, among other things, were that employment of learners at subminimum rates is necessary in order to prevent curtailment of opportunities for employment, and that experienced workers for the learner occupations are not available. The certificate may be annulled or withdrawn, as indicated therein, in the manner provided in Part 528 of Title 29 of the Code of Federal Regulations. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REG-ISTER pursuant to the provisions of 29 CFR 522.9.

Signed at Washington, D. C., this 28th day of March 1958.

> MILTON BROOKE. Authorized Representative of the Administrator.

[F. R. Doc. 58-2579; Filed, Apr. 8, 1958; 8:48 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Reclamation

[Public Announcement 19, Amdt. 2]

COLUMBIA BASIN PROJECT, WASHINGTON PUBLIC ANNOUNCEMENT OF THE SALE OF FULL-TIME FARM UNITS

Public announcement of the sale of full-time farm units in the South Columbia Basin Irrigation District, Columbia Basin Project, Washington, dated March 19, 1954, and published in the FEDERAL REGISTER at 19 F. R. 2029, as amended by Amendment No. 1, dated August 14, 1957, and published in the FEDERAL REGISTER at 22 F. R. 6848, is amended as follows:

In subsection 1. a. by deleting from the list of farm units offered, the farm units listed below:

		Farm	
	rigation Block No.		
13		30	
13		32	
13		60	
	~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~		

Farm Unit 13, Irrigation Block 13, which has been offered under the proviMarch 28, 1958.

FRED G. AANDAHL. Assistant Secretary of the Interior.

[F. R. Doc. 58-2574; Filed, Apr. 8, 1958; 8:47 a. m.]

[Public Announcement 22, Amdt. 2]

COLUMBIA BASIN PROJECT, WASHINGTON

PUBLIC ANNOUNCEMENT OF THE SALE OF FULL-TIME FARM UNITS

Public announcement of the sale of full-time farm units in the Quincy-Columbia Basin Irrigation District, Columbia Basin Project, Washington, dated February 21, 1955, and published in the FEDERAL REGISTER at 20 F. R. 1509, as amended by Amendment No. 1, dated August 14, 1957, and published in the FEDERAL REGISTER at 22 F. R. 6848, is amended in subsection 1. a. by deleting from the list of farm units offered, Farm Unit 160, Irrigation Block 87.

FRED G. AANDAHL, Assistant Secretary of the Interior.

MARCH 28, 1958.

[F. R. Doc. 58-2575; Filed, Apr. 8, 1958; 8:47 a. m.]

[Public Announcement 23, Amdt. 2]

COLUMBIA BASIN PROJECT, WASHINGTON

PUBLIC ANNOUNCEMENT OF THE SALE OF FULL-TIME FARM UNITS

Public announcement of the sale of full-time farm units in the South Columbia Basin Irrigation District, Columbia Basin Project, Washington, dated June 1, 1955, and published in the FEDERAL REGISTER at 20 F. R. 4375, as amended by Amendment No. 1, dated August 14, 1957, and published in the FEDERAL REG-ISTER at 22 F. R. 6848, is amended as follows:

In subsection 1. a. by deleting from the list of farm units offered, the farm units listed below:

Farm Irrigation Block No. -Unit No. 19_____ 65

FRED G. AANDAHL, Assistant Secretary of the Interior. March 28, 1958.

[F. R. Doc. 58-2576; Filed, Apr. 8, 1958; 8:47 a. m.]

[Public Announcement 24, Amdt. 2] COLUMBIA BASIN PROJECT, WASHINGTON PUBLIC ANNOUNCEMENT OF THE SALE OF FULL-TIME FARM UNITS

Public announcement of the sale of full-time farm units in the East and Quincy-Columbia Basin Irrigation Districts, Columbia Basin Project, Washington, dated January 10, 1956, and published in the Federal Register at 21 F. R.

sions of subsection 1. b. is reduced in 592, as amended by Amendment No. 1, price from \$5.760.45 to \$3,966.70. dated November 20, 1957, and published in the Federal Register at 22 F. R. 9627, is amended as follows:

In subsection 1. a. by reducing the price of Farm Unit 101, Irrigation Block 89, from \$2,373.20 to \$1,892.20.

The following farm unit which has been offered under the provisions of subsection 1. b. will no longer be available for sale under the terms of this announcement:

Irrigation Block No.

Farm Unit No.

FRED G. AANDAHL Assistant Secretary of the Interior.

March 28, 1958.

[F. R. Doc. 58-2577; Filed, Apr. 8, 1958; 8:47 a. m.J

#### Fish and Wildlife Service

[Director's Order No. 2, Amdt. 1]

DESIGNATED OFFICIALS OF BUREAU OF COMMERCIAL FISHERIES

DELEGATION OF AUTHORITY FOR NEGOTIATED PURCHASES AND CONTRACTS

APRIL 4, 1958.

Director's Order No. 2, dated October 18, 1957 (22 F. R. 8401), is hereby amended as hereinafter indicated:

1. Section 1 (a) (4) (iii) is hereby amended to read as follows:

(iii) Other offices. Director, Assistant Director, Administrative Officer and Assistant Administrative Officer, Pacific Oceanic Fishery Investigations, \$100,000; Fishery Management Agents in Alaska, \$15,000; all project leaders in charge of fish cultural stations, laboratories, experimental projects or vessels, \$10,000; and General Manager, Pribilof Islands Reservation, \$5,000.

(Secretary's Order No. 2825; Commissioner's Order No. 3, 22 F. R. 8126)

> D. L. McKernan, Director Bureau of Commercial Fisheries.

[F. R. Doc. 58-2601; Filed, Apr. 8, 1958; 8:53 a.m.]

#### FEDERAL POWER COMMISSION

[Docket Nos. G-14177, G-14197]

TEXAS ILLINOIS NATIONAL GAS PIPELINE CO. AND OIL AND GAS PROPERTY MANAGE-MENT, INC.

NOTICE OF APPLICATIONS AND DATE OF HEARING

APRIL 3, 1958.

In the matters of Texas Illinois Natural Gas Pipeline Company, Docket No. G-14177; Oil and Gas Property Management, Inc., Docket No. G-14197.

Take notice that Texas Illinois Natural Gas Pipeline Company (Texas Illinois), a Delaware corporation with a principal place of business in Chicago. Illinois, filed an application in Docket No. G-14177 pursuant to section 7 of the Natural Gas Act on January 6, 1958 for a certificate of public convenience and necessity authorizing the construction and operation of a 3-inch tap on its

existing 12-inch East Bay City lateral pipeline in Matagorda County, Texas, and approximately 11/2 miles of 4-inch lateral supply pipeline to extend from a point of connection with the aforesaid tap to a proposed meter station to be constructed by Texas Illinois in the Old Ocean Field in Matagorda County, Texas, to enable Texas Illinois to receive natural gas produced from leases in the Old Ocean Field by Oil and Gas Property Management, Inc. (Management), subject to the jurisdiction of the Commission, and as more fully related in the application filed herein, which is on file with the Commission and open for public inspection.

On January 6, 1958, Oil and Gas Property Management, Inc. (Management), a New York corporation with a principal office in Dallas, Texas, filed an application in Docket No. G-14197 pursuant to section 7 of the Natural Gas Act for a certificate of public convenience and necessity authorizing Management to sell natural gas produced from leases in the Old Ocean Field, Matagorda County. Texas, in interstate commerce to Texas Illinois for resale, subject to the jurisdiction of the Commission, as more fully related in the application on file with the Commission and open for public inspec-

The application recites that the estimated initial cost of proposed facilities to be constructed by Texas Illinois will be \$38,700, and will be defrayed from funds on hand.

These related matters should be heard on a consolidated record and disposed of as promptly as possible under the applicable rules and regulations and to that

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on May 14, 1958, at 9:30 a. m., e. d. s. t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such applications: Provided, however, That the Commission may, after a noncontested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, un-less otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before May 9, 1958. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

MICHAEL J. FARRELL, Acting Secretary.

[F. R. Doc. 58-2597; Filed, Apr. 8, 1958; 8:52 a. m.1

## BUREAU OF THE BUDGET

TRANSFER OF CERTAIN FUNCTIONS RELATING TO COMMERCIAL FISHERIES TO DEPART-MENT OF INTERIOR

DETERMINATIONS WITH RESPECT TO CERTAIN
MATTERS PURSUANT TO ACT OF AUGUST 8,
1956

March 22, 1958.

Pursuant to section 6 (a) of the Act of August 8, 1956, popularly known as the Fish and Wildlife Act of 1956 (16 U. S. C. 742e), it is hereby determined that the following functions relate primarily to the development, advancement, management, conservation, and protection of commercial fisheries and shall be deemed to be transferred to the Department of the Interior by that act:

1. The distribution and disposal of surplus fishery products now performed by the Department of Agriculture under the authority of the act of August 11, 1939 (15 U.S. C. 713c-2).

2. All functions of the Department of Agriculture which pertain to fish, shell-fish and any products thereof, now performed under the authority of title II of the act of August 14, 1946, popularly known as the Agricultural Marketing Act of 1946, as amended (7 U. S. C. 1621–1627), including but not limited to the development and promulgation of grade standards, the inspection and certification, and improvement of transportation facilities and rates for fish and shellfish and any products thereof.

3. All functions of the Maritime Administration, Department of Commerce, which pertain to Federal ship mortgage insurance for fishing vessels under authority of title XI of the Merchant Marine Act of 1936, as amended (46 U. S. C. 1271–1279), provided that the amount of loans outstanding under this transferred authority shall not exceed \$10,000,000 at any one time.

4. All functions of the Maritime Administration, Department of Commerce, which pertain to direct loans to aid construction of fishing vessels under authority of title V of the Merchant Marine Act of 1936, as amended (46 U.S. C. 1151—

11610).

It is further determined that pursuant to said section 6 (b) of the Act of August 8, 1956, the following are necessary in connection with the exercise of the above listed functions and shall be deemed to be transferred to the Department of the Interior by that Act:

a. The amounts shown in Schedule 1, hereto attached, which amounts are hereby determined to be available for use, as specified in said schedule, in connection with the functions transferred by said Act;

b. The property and records shown in Schedule 2 hereto attached, which property and records were used or held in connection with the functions transferred by said Act.

Maurice H. Stans, Director.

SCHEDULE 1—FUNDS TO BE TRANSFERRED FROM U. S. DEPARTMENT OF AGRICULTURE TO U. S. DEPARTMENT OF INTERIOR UNDER SECTION 6 OF PUBLIC LAW 1024, 84TH CONG.

From-	Amount	то
Department of Agriculture Agricultural Marketing Service  (B) 1282500.020 Marketing Research and Service, Agricultural Marketing Service, 1958, Marketing Services, general.	\$5, 000	Department of Interior Fish and Wildlife Service  1431731 Management and Investigations of Resources, Bureau of Commercial Fisheries.

SCHEDULE 2—PROPERTY AND RECORDS TO BE TRANSFERRED FROM U. S. DEPARTMENT OF AGRICULTURE TO U. S. DEPARTMENT OF INTERIOR UNDER SECTION 6 OF PUBLIC LAW 1024, 84TH CONG.

Property—None.

Records—Description of property	Location	Method of storage	Number or volume transferred
I. C. C. dockets on fishery transpor- tation rates. Rail Freight Rate study 1957. Other items including current mar- ket reports, correspondence with National Fisheries Institute and	Room 1441 South Bldg., USDA. do.	Record storage cartonsdodo	Total cartons, 4.
Oyster Institute, etc.	,	,	(

[F. R. Doc. 58-2600; Filed, Apr. 8, 1958; 8:52 a. m.]

## GENERAL SERVICES ADMIN-ISTRATION

[Delegation of Authority 331]

SECRETARY OF THE INTERIOR

NEGOTIATION OF CONTRACT FOR REDESIGNING AND REBUILDING OF A HEROLD PNEUMATIC PLANER

1. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949 (63 Stat. 377), as amended, herein called "the act," authority is hereby delegated for the period ending December 31, 1958, to the Secretary of the Interior to negotiate, without advertising, under section 302 (c) (10) of the act, a contract required by the Bureau of Mines in the administration of its program for research work in connection with devising new mining methods for the mining of anthracite coal.

2. This authority shall be exercised in accordance with applicable limitations and requirements of the act, particularly sections 304, 305 and 307 thereof, and in accordance with policies, procedures and controls prescribed by the General Services Administration.

3. Subject to the provisions of 2 above, the authority herein delegated may be redelegated to any official or employee of the Department of the Interior.

4. This delegation shall be effective as of the date hereof.

Dated: April 3, 1958,

FRANKLIN FLOETE,
Administrator.

[F. R. Doc. 58-2598; Filed, Apr. 8, 1958; 8:52 a, m.]

[Delegation of Authority 332]

SECRETARY OF AGRICULTURE

MEGOTIATION OF CONTRACTS FOR PROCURE-MENT OF SERVICES IN CONNECTION WITH SPRAYING OPERATIONS UNDER GYPSY MOTH PROGRAM

1. Pursuant to authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, herein called "the act," authority is hereby delegated for the period ending December 31, 1958, to the Secretary of Agriculture, to negotiate, without advertising, under sections 302 (c) (4) and 302 (c) (9) of the act, contracts for aerial spraying of approximately 140,000 acres of wooded areas in New York and Pennsylvania.

2. This authority shall be exercised in accordance with applicable limitations and requirements of the act, particularly sections 304, 305 and 307 thereof, and in accordance with policies, procedures and controls prescribed by the General Services Administration.

3. Subject to the provisions of 2 above the authority herein delegated may be redelegated to any officer or employee of the Department of Agriculture.

4. This delegation shall be effective as of the date hereof.

Dated: April 3, 1958.

FRANKLIN FLOETE,
Administrator.

[F. R. Doc. 58-2599; Filed, Apr. 8, 1958; 8:52 a. m.]

# SECURITIES AND EXCHANGE COMMISSION

[File No. 7-1914]

· DELTA AIRLINES, INC.

NOTICE OF APPLICATION FOR UNLISTED TRAD-ING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

APRIL 2, 1958.

In the matter of application by the Philadelphia-Baltimore Stock Exchange, for unlisted trading privileges in Delta Airlines, Incorporated, Common Stock, File No. 7–1914.

The above named stock exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 promulgated thereunder, has made application for unlisted trading privileges in the specified security, which is listed and registered on the New York Stock Exchange.

Upon receipt of a request, on or before April 18, 1958, from any interested per-

son, the Commission will determine whether to set the matter down for hearing. Such request should state briefly the nature of the interest of the person making the request and the position he proposes to take at the hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington 25, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application and other information contained in the official file of the Commission pertaining to the matter.

By the Commission.

[SEAL]

NELLYE A. THORSEN. Assistant Secretary.

[F. R. Doc. 58-2587; Filed, Apr. 8, 1958; 8:50 a.m.]

[File No. 7-1915]

REVLON, INC.,

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

- APRIL 2, 1958.

In the matter of application by the Philadelphia-Baltimore Stock Exchange for unlisted trading privileges in Revlon, Incorporated, Common Stock, File No. 7-1915.

The above named stock exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 promulgated thereunder, has made application for unlisted trading privileges in the specified security, which is listed and registered on the New York. Midwest and Pacific Coast Stock Exchanges.

Upon receipt of a request, on or before April 18, 1958, from any interested person, the Commission will determine whether to set the matter down for hearing. Such request should state briefly the nature of the interest of the person making the request and the position he proposes to take at the hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington 25, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application and other information contained in the official file of the Commission pertaining to the matter.

By the Commission.

[SEAL]

NELLYE A. THORSEN. Assistant Secretary.

[F. R. Doc. 58-2588; Filed, Apr. 8, 1958; 8:50 a. m.]

No. 70-3

[File No. 7-1916]

CARTER PRODUCTS, INC.

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

APRIL 2, 1958.

In the matter of application by the Boston Stock Exchange, for unlisted trading privileges in Carter Products, Inc., Common Stock, File No. 7-1916.

The above named stock exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 promulgated thereunder, has made application for unlisted trading privileges in the specified security, which is listed and registered on the New York Stock Exchange.

Upon receipt of a request, on or before April 18, 1958, from any interested person, the Commission will determine whether to set the matter down for Such request should state hearing. briefly the nature of the interest of the person making the request and the position he proposes to take at the hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington 25, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application and other information contained in the official file of the Commission pertaining to the matter.

By the Commission.

[SEAL]

NELLYE A. THORSEN, Assistant Secretary.

[F. R. Doc. 58-2589; Filed, Apr. 8, 1958; 8:50 a. m.]

[File No. 24D-1790]

HARDROCK MINING SYNDICATE

ORDER WITHDRAWING REQUEST FOR HEARING AND CANCELLING HEARING

APRIL 2, 1958.

The Commission by order dated March 3, 1958, having ordered that a hearing in the above-entitled matter, pursuant to section 3 (b) of the Securities Act of 1933, as amended, and Rule 223 thereunder, commence on April 28, 1958, at 10:00 a. m. at the Los Angeles Branch Office of the Commission, and

The Company having requested a withdrawal of its request for a hearing and the Division of Corporation Finance not objecting thereto;

It is ordered, That the request for hearing be and it hereby is deemed withdrawn.

It is further ordered, That the order dated March 3, 1958, scheduling a hearing for April 28, 1958, be and it hereby is rescinded.

By the Commission.

[SEAL]

NELLYE A. THORSEN, Assistant Secretary.

8:48 a. m.]

[File No. 24D-1824]

Universal Mining and Milling Co.

ORDER TEMPORARILY SUSPENDING EXEMP-TION, STATEMENT OF REASONS THEREFOR. AND NOTICE OF OPPORTUNITY FOR HEAR-

APRIL 3, 1958.

I. Universal Mining and Milling Company (Universal), a New Mexico corporation, 316 Central Avenue. SE., Albuquerque, New Mexico, filed with the Commission on July 5, 1955, a notification on Form 1-A and offering circular, and filed various amendments thereto, relating to an offering of 5,000 shares of its \$10 par value common stock at \$20 per share, for an aggregate of \$100,000, for the purpose of obtaining an exemption from the registration requirements of the Securities Act of 1933, as amended, pursuant to the provisions of section 3 (b) thereof, and Regulation A promulgated thereunder: and

II. The Commission has reasonable cause to believe that:

A. The terms and conditions of Regulation A have not been complied with in that Universal has failed to file reports of sales on Form 2-A as required by Rule 224; and

B. The offering circular contains untrue statements of material facts and omits to state material facts necessary in order to make the statements made. in the light of the circumstances under which they are made, not misleading, in failing to show (1) the status of performance of assessment work on the company's unpatented mining claims, and the significance thereof, and (2) in failing to show that the vice president resigned on or about April 13, 1956; and

C. The use of such offering circular, without appropriate disclosure in the foregoing matters, would operate as a fraud and deceit upon purchasers.

III. It is ordered, Pursuant to Rule 223 (a) of the general rules and regulations under the Securities Act of 1933. as amended, that the exemption under Regulation A be, and it is hereby, temporarily suspended.

Notice is hereby given, that any persons having any interest in the matter may file with the Secretary of the Commission a written request for hearing; that, within twenty days after receipt of such request, the Commission will, or at any time upon its own motion may, set the matter down for hearing at a place to be designated by the Commission for the purpose of determining whether this order of suspension should be vacated or made permanent, without prejudice, however, to the consideration and presentation of additional matters at the hearing; and that notice of the time and place for said hearing will be promptly given by the Commission.

By the Commission.

[SEAL]

ORVAL L. DUBOIS, Secretary.

[F. R. Doc. 58-2582; Filed, Apr. 8, 1958; [F. R. Doc. 58-2585; Filed, Apr. 8, 1958; 8:49 a. m.l

[File No. 812-1143]

AMERICAN MUTUAL FUND, INC.

NOTICE OF FILING AND ORDER FOR HEARING ON APPLICATION

APRIL 2, 1958.

Notice is hereby given that American Mutual Fund, Inc. ("American"), a registered open-end diversified investment company, has filed an application pursuant to section 6 (c) of the Invest-ment Company Act of 1940 ("act") for an order of the Commission exempting from the provisions of section 22 (d) of the act the sale of shares of American at a reduced offering price in connection with the acquisition of substantially all of the assets of Bareco Investment Company ("Bareco"), a registered closed-end investment company.

The application makes the following representations:

American and Bareco have entered into an agreement dated March 10, 1958 ("Agreement") pursuant to which American proposes to issue and sell to Bareco 515.448 shares of American stock in exchange for substantially all of Bareco's assets. The number of shares was determined by dividing the "adjusted net asset value per share" of American, or \$7.34 per share, into the aggregate value of the Bareco assets, or \$3,783,391.63. The adjusted net asset value per share of American was determined as of the close of the New York Stock Exchange on March 10, 1958 in accordance with the method used by American in computing its net asset value per share for the issue and repurchase of its shares under its current prospectus. As of such close the net asset value of American shares was \$7.40. From such net asset value per share there was deducted 6 cents, the amount of the dividend expected to be declared by the Board of Directors of American on March 20, 1958, for payment on May 1, 1958, to shareholders of record on April 4, 1958. This adjustment was made since it was anticipated that Bareco would not be a shareholder of American until after the record date.

The Bareco assets to be acquired by American include U. S. Treasury Bills valued at cost, plus earned, discount through March 10, 1958, in the amount of \$1,320,787; bonds of American Telephone & Telegraph Company valued at their closing price on March 10, 1958, plus accrued interest, in the amount of \$106,182; miscellaneous common stock holdings valued at the last sale or closing bid on March 10, 1958, in the amount of \$187,222; and 25,520 shares of com-mon stock of Petrolite Corporation ("Petrolite") valued at \$85 per share, or an aggregate of \$2,169,200. The application states that the valuation of the Petrolite shares, which are traded in the over-the-counter market, was made on the basis of an analysis of its business. its book value per share, its earnings per share for the last five years, an estimate of earnings for 1958, a comparison of the earnings records and financial condition of other companies comparable to Petrolite, and the bid and ask quotations for the capital stock of Petrolite from February 1, 1957, to March 7, 1958. On advise as to the room in which such with the Commission on September 14, March 7, 1958, the market for Petrolite hearing will be held. Any person de- 1955, a notification on Form 1-A and

and asked 86. The 25,520 shares of Petrolite common stock to be acquired by American represent 8.7 percent of the 291,667 shares of its outstanding common stock.

The application states that American and Bareco agreed to a determination of prices and values as of March 10, 1958, and not as of the closing date, which is to be between April 21, 1958, and April 29, 1958, because the news that American proposed to acquire a large block of Petrolite common stock might result in a speculative and temporary disparity between the over-the-counter market price of the Petrolite stock at the closing date and what American believes is its true investment value. All the invest-ment securifies to be acquired by American are on its "Eligible List", and most of these securities, other than the Petrolite stock, are already in its portfolio. American states that it believes that the acquisition of the Petrolite stock on the basis provided for in the Agreement will be advantageous to it and that it would have been glad to purchase a substantial block of shares of Petrolite stock in the open market if such block had been available at as favorable price as that used in the Agreement.

Section 22 (d) of the act, with certain exceptions not pertinent here, prohibits registered investment companies from selling their redeemable securities except at a current public offering price described in the prospectus. Since American proposes to issue its shares to Bareco at a price other than the current offering price described in its prospectus, it has requested an order pursuant to section 6 (c) of the act exempting the sale of its stock pursuant to the agreement from the provisions of section 22 (d) of the act. Section 6 (c) of the act authorizes the Commission by order upon application to exempt, conditionally or unconditionally, any transaction from any provision of the act or of any rule or regulation thereunder, if and to the extent that the Commission finds that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the act.

For a more detailed statement of the matters of fact-and law asserted, all interested persons are referred to the application which is on file at the office of the Commission in Washington, D. C.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors that a hearing be held with respect to the application pursuant to sections 6 (c) and 22

It is ordered. Pursuant to section 40 (a) of the act, that a hearing on the aforesaid application under the applicable provisions of the act and of the rules of the Commission thereunder be held on the 21st day of April 1958, at 10:00 a.m., in the offices of the Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At such time the Hearing Room Clerk will

common stock was reported to be bid 84 siring to be heard or otherwise wishing to participate in the proceedings is directed to file with the Secretary of the Commission his application as provided by Rule XVII of the Commission's rules of practice, on or before the date provided in that rule, setting forth any issues of law or fact which he desires to controvert or any additional issues which he deems raised by this Notice and Order or by such application.

It is further ordered, That any officer of the Commission, designated by it for that purpose, shall preside at said hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to a hearing officer under the Commission's Rules of Practice.

The Division of Corporate Regulation having advised the Commission that it has made a preliminary examination of the application, and that upon the basis thereof the following matters and questions are presented for consideration, without prejudice to its specifying additional matters and questions upon further examination:

(1) Whether there have been changes in the values of the Bareco assets to be acquired by American or of the American stock to be issued therefor since March 10, 1958, which would make the terms of the proposed transaction unfair to the holders of American's outstanding

stock;

(2) Whether the requested exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the act.

It is further ordered, That at the aforesaid hearing attention be given to the foregoing matters and questions.

It is further ordered, That the Secretary of the Commission shall give notice of the aforesaid hearing by mailing a copy of this notice and order by registered mail to American and Bareco, and that notice shall be given by publication of this notice and order in the FEDERAL REGISTER; and that a general release of this Commission in respect of this notice and order be distributed to the press and mailed to the mailing list for releases.

By the Commission.

[SEAL]

ORVAL L. DUBOIS, _Secretary.

[F. R. Doc. 58-2586; Filed, Apr. 8, 1958; 8:49 a. m.]

#### [File No. 24D-1932]

S & M MINING & EXPLORATION

ORDER TEMPORARILY SUSPENDING EXEMP-TION, STATEMENT OF REASONS THEREFOR. AND NOTICE OF OPPORTUNITY FOR HEARING

APRIL 3, 1958.

I. S & M Mining & Exploration (S & M), a Wyoming corporation, 121 South Sixth Street, Worland, Wyoming, filed offering circular, and filed various amendments thereto, relating to an offering of 745,000 shares of its 20 cents par value common stock at 20 cents per share, for an aggregate of \$149,000, for the purpose of obtaining an exemption from the registration requirements of the Securities Act of 1933, as amended, pursuant to the provisions of section 3 (b) thereof and Regulation A, promulgated thereunder; and

II. The Commission has reasonable cause to believe that:

A. The terms and conditions of Regulation A have not been complied with in that S & M has failed to file reports of sales on Form 2-A as required by Rule 224;

B. The offering circular omits to state material facts necessary in order to make the statements made, in the light of the circumstances under which they are made, not misleading, in failing to show the status of performance of assessment work on the company's unpatented mining claims, and the significance thereof; and

C. The use of such offering circular without appropriate disclosure in the foregoing matters would operate as a fraud and deceit upon purchasers.

III. It is ordered, Pursuant to Rule 223 (a) of the general rules and regulations under the Securities Act of 1933, as amended, that the exemption under Regulation A be, and it hereby is, temporarily suspended.

Notice is hereby given that any person having any interest in the matter may file with the Secretary of the Commission a written request for hearing; that within 20 days after receipt of such request, the Commission will, or at any time upon its own motion may, set the matter down for hearing at a place to be designated by the Commission for the purpose of determining whether this order of suspension should be vacated or made permanent, without prejudice, however, to the consideration and presentation of additional matters at the hearing; and that notice of the time and place for said hearing will be promptly given by the Commission.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F. R. Doc. 58-2583; Filed, Apr. 8, 1958; 8:49 a. m.]

[File No. 812-1144]

INSTITUTIONAL SHARES, LTD. ET AL.

NOTICE OF FILING OF APPLICATION FOR

EXEMPTION

APRIL 2, 1958.

In the matter of Institutional Shares, Ltd., Institutional Income Fund, Inc., Canadian International Growth Fund, Limited and Hare's Ltd., File No. 812– 1144.

Notice is hereby given that Institutional Shares, Ltd., Institutional Income Fund, Inc., and Canadian International Growth Fund, Limited, all open-end, diversified management investment companies registered under the Investment

Company Act of 1940 ("act"), and Hare's Ltd., the principal underwriter for the applicants, have filed a joint application pursuant to section 6 (c) of the act for an order exempting from the provisions of section 22 (d) of the act the offering of shares of the funds at reduced public offering prices based on combined quantity purchases of their shares, and the offering of their shares to certain tax-exempt organizations at a reduced sales load.

The applicants have the same underwriter, investment manager, and certain of the same officers and directors, but they have different investment objectives and portfolio holdings. The offering price of the shares of each of the funds is the net asset value per share plus a percentage of the offering price as a selling commission. Quantity discounts are available with respect to purchases in amounts of \$15,000 or more of each fund, as set forth in the respective prospectuses. In each case the selling commission currently is reduced to 71/2 percent on purchases of \$15,000 to \$24,999; 6 percent on purchases of \$25,000 to \$49,999; 4 percent on purchases of \$50,000 to \$99,999; 21/4 percent on purchases of \$100,000 to \$249,999; 11/2 percent on purchases of \$250,000 to \$499,999; and 1 percent on purchases of \$500,000 or more.

Institutional Shares and Institutional Income were granted an exemption by the Commission on September 20, 1957 from the provisions of section 22 (d) of the act (Investment Company Act Release No. 2602) so that sales of shares of either fund could be made concurrently to a purchaser at offering prices reflecting a quantity discount based on the aggregate amount of the concurrent sales of the shares of both funds then being made to such purchaser. In addition, both funds were granted an exemption by the Commission on April 4, 1952, and April 27, 1956, respectively (Investment Company Act Release Nos. 1733 and 2346), from the provisions of section 22 (d) of the act permitting the offering of their shares at a reduced sales load to charitable, religious, educational and other organizations exempt from taxation under section 501 (c) (3) of the Internal Revenue Code of 1954, as well as to employees' trusts exempt from taxation under section 401 of the Internal Revenue Code.

It is now proposed to extend the quantity discounts presently permitted so that sales of shares of more than one of the applicant funds, including Canadian International, can be made concurrently to a purchaser as a single purchase or pursuant to a "Letter of Intention" to purchase an aggregate amount within a thirteen month period, at offering prices reflecting a quantity discount, at the rates described in the prospectuses of the funds involved, based on the aggregate amount of the concurrent sales of the shares of all such funds to such purchaser.

The application states with respect to the combining of purchases of shares of the different funds to obtain quantity discounts that the reduced sales charge would not affect the net asset value to be received by the funds for their shares and would appear appropriate in that the extension of quantity discounts as indicated would permit investors who wish to diversify their investments by purchasing shares of all of the funds to do so without sacrificing the discount which would be the case if the discount were confined to the entire investment being made in shares of only one of the funds.

It is also proposed to modify the previous orders of the Commission dated April 4, 1952, and April 27, 1956 (Investment Company Act Release Nos. 1733 and 2346) to permit Institutional Shares and Institutional Income to also accept subscriptions at a reduced sales load from cemetery companies exempt from taxation under section 501 (c) (13) of the Internal Revenue Code.

It is further proposed to permit Canadian International to make an offering of its shares at a reduced sales load to charitable, religious, educational and similar corporations and associations or foundations exempt from taxation under section 501 (c) (3) of the Internal Revenue Code, cemetery companies exempt from taxation under section 501 (c) (13) of the Internal Revenue Code, and employees' trusts exempt from taxation under section 401 of the Internal Revenue Code.

Section 22 (d) of the act, with certain exceptions, prohibits an offering of redeemable securities otherwise than at a current public offering price described in the prospectus. Section 6 (c) provides that the Commission may grant an exemption from any provision of the act if and to the extent such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the act.

Since the proposed transactions may involve an offering of redeemable securities otherwise than at a current public offering price described in the prospectuses of the funds within the meaning of section 22 (d) of the act, the application requests an exemption to the extent necessary to permit the offering of shares on the bases proposed.

Notice is further given that any interested person may, not later than April 16, 1958, at 5:30 p. m., submit to the Commission in writing any facts bearing upon the desirability of a hearing on the matter and may request that a hearing be held, such request stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D. C. At any time after said date, the application may be granted as provided in Rule N-5 of the rules and regulations promulgated under the act.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F. R. Doc. 58-2584; Filed, Apr. 8, 1958; 8:49 a. m.]

### TARIFF COMMISSION

EXTRA-LONG-STAPLE COTTON

CANCELLATION OF HEARING AND DISMISSAL OF INVESTIGATION

On January 29, 1958, the United States Tariff Commission instituted an investigation for the purposes of section 22 (d) of the Agricultural Adjustment Act, as amended, supplemental to its Investigation No. 1 under section 22, with respect to cotton having a staple of 1% inches or more in length (23 F. R. 729) and scheduled a hearing in connection with this supplemental investigation for April 8, 1958. Interested parties seeking the modification of the existing quota regulations on imports of long-staple cotton to permit an additional quantity of extra-long-staple cotton to enter during the current quota year ending July 31, 1958, have withdrawn their request. Notice is hereby given that the hearing set for April 8, 1958, has been canceled and the supplemental investigation dismissed.

Issued: April 4, 1958.

By order of the Commission.

[SEAL]

DONN N. BENT. Secretary.

[F. R. Doc. 58-2596; Filed, Apr. 8, 1958; 8:52 a.m.1

## INTERSTATE COMMERCE COMMISSION

[Notice 211]

MOTOR CARRIER APPLICATIONS

APRIL 4. 1958.

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carriers of property or passengers and by brokers under sections 206, 209, and 211 of the Interstate Commerce Act and certain other procedural matters with respect_thereto (49 CFR 1.241).

All hearings will be called at 9:30 o'clock a. m., United States standard time (or 9:30 o'clock a. m., local daylight saving time), unless otherwise

specified.

APPLICATIONS ASSIGNED FOR ORAL HEARING OR PRE-HEARING CONFERENCE

MOTOR CARRIERS OF PROPERTY

No. MC 1124 (Sub No. 145), filed March 3, 1958. Applicant: HERRIN TRANSPORTATION COMPANY, a Corporation, 2301 McKinney Avenue, Houston, Tex. Applicant's attorney: Leroy Hallman, First National Bank Building, Dallas 2, Tex. Authority sought to operate as a common carrier, by motor vehicle, transporting: General commodities, except those of unusual value, household goods as defined by the Commission, and commodities in bulk, serving the site of the Cuban-American Nickel Company plant at or near Port Nickel, La., located on the east bank of the Mississippi River approximately 20 miles south of New Orleans, La. and 2 miles south of the village of Braithwaite, La., as an off-route point in connection Examiner Donald R. Sutherland.

with applicant's authorized regular route operations to and from New Orleans, La.

HEARING: May 14, 1958, at the Federal Office Building, 600 South Street, New Orleans, La., before Joint Board No. 164, or, if the Joint Board waives its right to participate, before Examiner Alfred B. Hurley.

No. MC 2962 (Sub No. 19), filed March 19, 1958. Applicant: A. & H. TRUCK LINE, INC., 1277 Maxwell Avenue, Evansville, Ind. Applicant's attorney: Howell Ellis, 520 Illinois Building, Indianapolis, Ind. Authority sought to operate as a common carrier, by motor vehicle, transporting: General commodities, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving the plant site of the Chrysler Corporation, Plymouth Division Plant, located on U.S. Highway 66, at or near Valley Park, Mo., as an off-route point in connection with applicant's authorized regular route operations. Applicant is authorized to transport similar commodities over regular routes in Illinois, Indiana, Kentucky, Ohio, and Tennessee.

HEARING: May 22, 1958, at the Missouri Public Service Commission, Jefferson City, Mo., before Joint Board No. 179,

No. MC 15318 (Sub No. 35), filed March 24, 1958. Applicant: KIMBEL LINES, INC., 3 So. Park Avenue, P. O. Box 428, Cape Girardeau, Mo. Applicant's attorney: B. W. La Tourette, Jr., 1230 Boatmen's Bank Building, St. Louis 2, Mo. Authority sought to operate as a common carrier, by motor vehicle, transporting: General commodities, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving the site of the Chrysler Corporation, Plymouth Division Plant located on U.S. Highway 66 at or near Valley Park, Mo., as an off-route point in connection with applicant's authorized regular route operations. Applicant is authorized to conduct operations in Arkansas, Illinois, Indiana, Missouri, and Ten-

HEARING: May 22, 1958, at the Missouri Public Service Commission, Jefferson City, Mo., before Joint Board No. 179.

No. MC 28132 (Sub No. 50), filed February 10, 1958. Applicant: HVIDSTEN TRANSPORT, INC., 2821 Main Avenue, Fargo, N. Dak. Applicant's attorney: Alan Foss, First Nat'l. Bank Building, Fargo, N. Dak. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Cement and aggregates, between points in North Dakota, South Dakota, Nebraska, Iowa, Minnesota, Wisconsin, and Illinois, except from Rapid City, South Dakota and points within 65 miles thereof to points in North Dakota on and west of North Dakota Highway 3. Applicant is authorized to conduct operations in North Dakota, Minnesota, and Wisconsin.

HEARING: May 26, 1958, at the U.S. Court Rooms, Fargo, N. Dak., before

No. MC 29555 (Sub No. 31), filed February 28, 1958. Applicant: BRIGGS TRANSPORTATION CO., a Corporation, 2360 West County Road C, St. Paul 13, Minn. Authority sought to operate as a common carrier, by motor vehicle, transporting: General commodities, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, from Cumberland, Wis., to Spooner, Wis., over U. S. Highway 63, and return over the same route, serving no intermediate or off-route points, as an alternate route for operating convenience only in connection with applicant's authorized regular-route operations.

HEARING: May 19, 1958, at the Wisconsin Public Service Commission, Madison, Wis., before Joint Board No. 96, or if the Joint Board waives its right to participate, before Examiner Donald R. Sutherland.

No. MC 30378 (Sub No. 47), filed March 26, 1958. Applicant: ASSO-CIATED TRANSPORTS, INC., P. O. Box 85, Robertson, Mo. Applicant's attorney: T. D. Drury, 506 Olive Street, St. Louis 1. Mo. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Motor vehicles, (except trailers), in initial movements, in driveaway and truckaway service, from the site of the Chrysler Corporation assembly plant, in St. Louis County, Mo., to points in Alabama, Arkansas, Colorado, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, New-Mexico, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, South Carolina, South Dakota, Tennessee, Wisconsin, and Wyoming, and damaged or rejected shipments of motor vehicles on return. Applicant is authorized to conduct operations in Alabama, Arkansas, Colorado, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, New Mexico, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, South Carolina, South Dakota, Tennessee, Wisconsin, and Wyoming.

Note: Duplication with present authority to be eliminated.

HEARING: May 14, 1958, at the Mark Twain Hotel, St. Louis, Mo., before Examiner Leo A. Riegel.

No. MC 40302 (Sub No. 26), filed March 24, 1958. Applicant: FEDERAL EX-PRESS, INC., 4930 North Pennsylvania Street, Indianapolis, Ind. Applicant's attorney: Ferdinand Born, 1019 Chamber of Commerce Building, Indianapolis 4, Ind. Authority sought to operate as a common carrier, by motor vehicle, transporting: General commodities, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving the site of the new plant of the Chrysler Corporation located at or near Valley Park, St. Louis County, Mo., as an off-route point in connection with applicant's authorized regular route operations between St. Louis, Mo., and Vincennes, Ind. Applicant is authorized to conduct operations in Illinois, Indiana, Kentucky, Michigan, Missouri, and Ohio.

HEARING: May 22, 1958, at the Missouri Public Service Commission, Jefferson City, Mo., before Joint Board No. 179.

No. MC 41432 (Sub No. 80), filed March 18, 1958. Applicant: EAST TEXAS MOTOR FREIGHT LINES, INC., 623 North Washington Street, Dallas 10, Tex. Applicant's attorney: Hugh T. Matthews, Empire Bank Building, Dallas 1, Tex. Authority sought to operate as a common carrier, by motor vehicle, transporting: (1) General commodities, except those of unusual value, Class A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving the site of the plant of Plymouth Division, Chrysler Corporation, located on U.S. Highway 66 at or near Valley Park, Mo., as an offroute point in connection with applicant's authorized regular route operations between St. Louis, Mo., and Little Rock, Ark., and between St. Louis, Mo., and Memphis, Tenn. (2) General commodities, except those of unusual value, Class A and B explosives, livestock, rock, gravel, sand, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving the site of the plant of Plymouth Division, Chrysler Corporation, located on U. S. Highway 66 at or near Valley Park, Mo., as an off-route point in connection with applicant's authorized regular route operations between Chicago, Ill., and St. Louis, Mo. Applicant is authorized to conduct regular route operations in Arkansas, Illinois, Indiana, Missouri, Tennessee, and Texas, and irregular route operations in Texas.

HEARING: May 12, 1958, at the Missouri Public Service Commission, Jefferson City, Mo., before Joint Board No. 179.

No. MC 42487 (Sub No. 357), filed February 28, 1958. Applicant: CONSOLI-DATED FREIGHTWAYS, INC., 2116 Northwest Savier Street, Portland 4, Oreg. Applicant's attorney: Adolph J. Bieberstein, 121 West Doty Street, Madison 3, Wis. Authority sought to operate as a common carrier, transporting: General commodities, except commodities of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment, serving Allenville, Wis., as an off-route point in connection with applicant's authorized regular route operations between Minneapolis, Minn., and Fond du Lac, Wis. in Certificate MC 42487 Sub No. 323, Pages 1 and 2 thereof.

Note: Applicant states Allenville is an inland community approximately 7 miles west of its regular route over U.S. Highway 41 and 5 miles south of its route over Wisconsin Highway 150.

HEARING: May 19, 1958, at the Wisconsin Public Service Commission, Madison, Wis., before Joint Board No. 96, or, if the Joint Board waives its right to participate, before Examiner Donald R. Sutherland.

No. MC 45021 (Sub No. 2), filed March 7, 1958. Applicant: SPEEDY TRUCK-

ING CO., INC., 26 Journal Square, Jersey City, N. J. Applicant's attorney: Irving Abrams, 1776 Broadway, New York 19, N. Y. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Such merchandise as is dealt in by wholesale and retail grocery houses, between points in Bergen, Essex, Passaic, Union, Middlesex, Morris, and Somerset Counties, N. J., on the one hand, and, on the other, points in Rockland County, N. Y. Applicant is authorized to conduct operations in New Jersey and New York.

HEARING: May 20, 1958, at 346 Broadway, New York, N. Y., before Examiner Charles H. Riegner.

No. MC 52579 (Sub No. 31), filed February 28, 1958. Applicant: GILBERT CARRIER CORP., 645 West 40th Street, New York, N. Y. Applicant's attorney: Harris J. Klein and William Biederman, 280 Broadway, New York 7, N. Y. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Wearing apparet on hangers and in packages, in trailer loads only, from New York, N. Y., and Los Angeles, Calif., to points in the United States, and rejected and returned merchandise of the above-specified commodities on return. Applicant is authorized to conduct operations throughout the United States.

HEARING: May 21, 1958, at 346 Broadway, New York, N. Y., before Examiner Charles H. Riegner.

No. MC 59396 (Sub No. 4), filed February 26, 1958. Applicant: BUILDERS EXPRESS, INC., Central Avenue, Finderne, N. J. Applicant's representative: Irving Abrams, 1776 Broadway, New York 19, N. Y. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Dry chemicals, in bulk, in hopper vehicles, from Morrisville, Pa., to Paterson, N. J. Applicant is authorized to transport contractors materials, supplies and equipment and heavy machinery between specified points in New Jersey, New York. and Pennsylvania, and pulverized or granulated limestone and rock in bulk from specified points in Pennsylvania and Maryland to Perth Amboy, Barber, and East Rutherford, N. J.

HEARING: May 19, 1958, at 346 Broadway, New York, N. Y., before Examiner Charles H. Riegner.

No. MC 61505 (Sub No. 20), filed February 17, 1958. Applicant: G. R. MYERS MOTOR TRANSPORTATION, INC., 500 Beech Row, Barberton, Ohio. Applicant's attorney: Edwin C. Reminger, 1016 Standard Building, Cleveland 13, Ohio. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Boiler parts, pipes and tubes, boiler fuel pulverizing machinery, and machinery, materials and supplies, used or useful in the manufacture and installation of steel boilers, which do not require the use of special equipment, between West Point, Miss., on the one hand, and, on the other, Brunswick, Ga., and Paris, Tex. Applicant is authorized to conduct operations in Georgia, Illinois, Indiana, Kentucky, Maryland, Massachusetts, Michigan, Mississippi, Missouri, New Jersey, New

York, North Carolina, Ohio, Pennsylvania, Texas, Virginia, West Virginia, and the District of Columbia.

HEARING: May 12, 1958, at the Robert E. Lee Hotel, Jackson, Miss., before

Examiner Alfred B. Hurley.

No. MC 69492 (Sub No. 16), filed March 3, 1958. Applicant: HENRY EDWARDS, doing business as HENRY EDWARDS TRUCK COMPANY, P. O. Box 97, Clinton, Ky. Applicant's attorney: Walter Harwood, 515 Nashville Trust Building, Nashville 3, Tenn. Authority sought to operate as a common carrier, by motor vehicle, over a regular route, transporting: General commodities, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment between Arlington, Ky., and Paducah, Ky., from Arlington over U.S. Highway 51 to junction U.S. Highway 62 at or near Bardwell, Ky., thence over U.S. Highway 62 to Paducah, and return over the same route, serving all intermediate points. Applicant proposes restriction so as to prohibit applicant from handling St. Louis-Paducah traffic in single-line service via it and applicant's other existing authority. Applicant is authorized to conduct operations in Illinois, Indiana, Kentucky, Missouri, Ohio, Tennessee, and Wisconsin.

HEARING: May 28, 1958, at the Kentucky Hotel, Louisville, Ky., before Joint Board No. 165, or if the Joint Board waives its right to participate, before Examiner Alfred B. Hurley.

No. MC 80402 (Sub No. 3), filed February 24, 1958. Applicant: TERMINAL FREIGHT TRANSPORT, INC., Paterson Plank Road and Route 3, E. Rutherford, N. J. Applicant's representative: Bert Collins, 140 Cedar Street, New York 6. N. Y. Authority sought to operate as a common carrier, by motor vehicle over irregular routes, transporting: General commodities, except those of unusual value, Class A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment, between East Rutherford, N. J., on the one hand, and, on the other, points in Sommerset, Monmouth, Middlesex. and Morris Counties, N. J., restricted to shipments having a prior or subsequent movement in interstate commerce. Applicant is authorized to conduct similar operations in Connecticut, New Jersey, and New York.

HEARING: May 13, 1958, at 346 Broadway, New York, N. Y., before Examiner Charles H. Riegner.

No. MC 86779 (Sub No. 19), filed February 7, 1958. Applicant: ILLINOIS CENTRAL RAILROAD COMPANY. a Corporation, 135 East 11th Place, Chicago 5, Ill. Applicant's attorney: Urchie B. Ellis, 135 East 11th Place, Chicago 5, Ill. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities, including those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, and including mail, express, newspapers and baggage, (1)

between Jackson, Miss., and New Orleans, La., from Jackson over U.S. Highway 51 to junction U.S. Highway 61, thence over U. S. Highway 61 to New Orleans, and return over the same route, serving all intermediate points and all off-route points which are stations on the Illinois Central Railroad Company; and (2) between Baton Rouge, La., and Hammond, La., over U.S. Highway 190, serving all intermediate points and all off-route points which are stations on the Illinois Central Railroad Company. Applicant proposes the above subject to conditions applicable to its operations by motor vehicle to service which is auxiliary to or supplemental of rail service of the Illinois, Central Railroad.

Note: Applicant states additional author-NOTE: Applicant states additional authorative to be tacked to existing rights where possible, namely subs 14, 17, and parts (D) (3) and (D) (4) of Certificate No. MC 86779. Applicant is authorized to conduct operations in Alabama, Illinois, Indiana, Iowa, Kentucky, Minnesota, Mississippi, Tennessee, and Wisconsin.

HEARING: May 15, 1958, at the Federal Office Building, 600 South Street, New Orleans, La., before Joint Board No. 28, or, if the Joint Board waives its right to participate, before Examiner Alfred B. Hurley.

No. MC 87730 (Sub No. 19), filed March 18, 1958. Applicant: R. W. BOZEL TRANSFER, INC., 414 West Camden Street, Baltimore, Md. Applicant's at-torney: Donald E. Cross, Munsey Building, Washington, D. C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meats and packing house products as described in Parts A, B and C of Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M. C. C. 209, as modified in 61 M. C. C. 766, from Baltimore, Md., and Washington, D. C., to Cheatham Annex, Va., and damaged shipments of the above commodities on return. Applicant is authorized to conduct operations in Maryland, Pennsylvania, Delaware, Virginia, West Virginia, North Carolina, Florida, Louisiana, and the District of Columbia. HEARING: May 13, 1958, at the Offices

of the Interstate Commerce Commission, Washington, D. C., before Joint Board

No. MC 92983 (Sub No. 277), filed February 19, 1958. Applicant: ELDON MILLER, INC., 330 East Washington Street, Iowa City, Iowa, Authority sought to operate as a common carrier, by motor vehicle, over irregular routes. transporting: Acids and chemicals, coal tar, and coal tar products, wood tar and wood tar products, in bulk, from points in Hamilton and Hickman Counties, Tenn., to points in Alabama, Arkansas, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New York, New Jersey, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Texas, Vermont, Virginia, West Virginia, and Wisconsin. Applicant is authorized to conduct operations in Ala-

bama, Arkansas, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New York, North Missouri, Nebraska, New Carolina, North Dakota, Ohio, Okla-Rhode Island, homa, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, West Vir-

ginia, Wisconsin, and Wyoming.

HEARING: May 26, 1958, at the Dinkler-Andrew Jackson Hotel, Nashville, Tenn., before Examiner Alfred B. Hurley.

No. MC 96025 (Sub 22), filed February 3, 1958. Applicant: DEWELL WILLIAM HOSKINS, doing business as HOSKINS' TRUCK SERVICE, P. O. Box 66, Malvern, Ark. Applicant's attorney: Louis Tarlowski, Rector Building, Little Rock, Ark. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Lumber, (1) from Warren, Ark., to points in Alabama, Georgia, Kentucky, Michigan, and Wisconsin. (2) From Malvern, Gurden, Fordyce, Sheridan, Pine Bluff, Sparkman and Prescott, Ark., to points in Alabama, Georgia, Tennessee, Kentucky, Michigan, Mississippi, Louisiana, and Wisconsin,/except from Fordyce, Ark., to points in Mississippi. Applicant is authorized to conduct operations in Arkansas, Illinois, Indiana, Iowa, Kansas, Louisiana, Missouri, Oklahoma, and Texas.

Note: Applicant requests duplication with present authority be eliminated.

HEARING: May 22, 1958, at the Arkansas Commerce Commission, Justice Building, State Capitol, Little Rock, Ark., before Examiner Alfred B. Hurley.

No. MC 96938, filed February 6, 1958. Applicant: WENDELL CHANDLER, doing business as WENDELL CHANDLER TRUCKING CO., Little Rock, Ark. Applicant's attorney: John P. Corn, 106 Nat'l. Old Line Building, Little Rock, Ark. Assigned for hearing to determine whether the motor vehicle operations of the said carrier are and will be managed and operated in a common interest and management with those of Arkansas Trucking Co., Inc., and of the eligibility of the said Wendell Chandler, doing business as Wendell Chandler Trucking Co., to engage in operations in interstate or foreign commerce within the State of Arkansas, under the second proviso of section 206 (a) (1) of the Interstate Commerce Act.

HEARING: May 21, 1958, at the Arkansas Commerce Commission, Justice Building, State Capitol, Little Rock, Ark., before Examiner Walter R. Lee.

No. MC 101075 (Sub No. 49), filed March 14, 1958. Applicant: TRANS-PORT, INC., 1215 Center Avenue, Moorhead, Minn. Applicant's attorney: Donald A. Morken, Eleven Hundred First National-Soo Line Building, Minneapolis 2. Minn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Liquid fertilizer, in bulk, in tank vehicles, from Crookston, Minn., and points within 5 miles thereof to points in North Dakota. and South Dakota and the ports of entry of Noyes and International Falls, Minn., on the international boundary line be-

tween the United States and Canada, and fertilizer ingredients and materials, both liquid and dry, on return. Applicant is authorized to conduct operations in Nebraska, Iowa, North Dakota, Minnesota, South Dakota, Wisconsin, Wyoming, and Montana.

HEARING: May 20, 1958, at the Federal Court Building, Marquette Avenue South and Third Streets, Minnapolis, Minn., before Joint Board No. 143, or, if the Joint Board waives its right to participate, before Examiner Donald R. Sutherland.

No. MC 101075 (Sub No. 50), filed March 14, 1958. Applicant: TRANS-PORT, INC., 1215 Center Avenue, Moorhead, Minn. Applicant's attorney: Donald A. Morken, Eleven Hundred First National-Soo Line Building, Minneapolis 2, Minn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Petroleum and petroleum products, as defined by the Commission in Ex Parte No. MC-45, (1) from Mandan, N. Dak., to points in South Dakota south and east of a line extending from the Wyoming-South Dakota state line along U.S. Highway 14 through Rapid City, Pierre and Wessington to junction U.S. Highway 281, thence along U. S. Highway 281 through Redfield and Aberdeen to the South Dakota-North Dakota state line and to points in Montana except those in Sheridan, Daniels, Roosevelt, McCone, Valley, Richland, Dawson, Prairie, Fallon, Custer, Powder River, Wibaux, and Carter Counties; (2) from Moorhead, Minn., to points in North Dakota west of North to points in North Dakota west of North Dakota Highway 32; and (3) from Moorhead, Minn., to points in South Dakota east of the Missouri River and on and north of a line ten miles south of and parallel to U.S. Highway 14. Applicant is authorized to conduct operations in Nebraska, Iowa, North Dakota, Min-nesota, South Dakota, Wyoming, and Montana.

HEARING: May 27, 1958, at the U.S. Court Rooms, Fargo, N. Dak., before Examiner Donald R. Sutherland.

No. MC 101075 (Sub No. 51), filed March 14, 1958. Applicant: TRANS-PORT, INC., 1215 Center Avenue, Moorhead, Minn. Applicant's attorney: Donald A. Morken, Eleven Hundred First National-Soo Line Building, Minneapolis 2, Minn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Petroleum and petroleum products, as defined by the Commission in Ex Parte No. MC-45, from Superior, Wis., to points in Minnesota, except that part of Minnesota on and north of the southern boundary of Polk County, extending from the Minnesota-North Dakota state line to junction U.S. Highway 59, thence on and west of U.S. Highway 59 extending from the said county line to Halma, Minn., thence on and south of unnumbered highway extending from Halma through Kennedy, Minn., to Red River. Applicant is authorized to conduct operations in Nebraska, Iowa, North Dakota, Minnesota,

South Dakota, Wyoming, and Montana. HEARING: May 23, 1958, at the Federal Court Building, Marquette Avenue, South and Third Streets, Minneapolis, Minn., before Joint Board No. 142, or, if the Joint Board waives its right to participate, before Examiner Donald R. Sutherland.

No. MC 103253 (Sub No. 2), filed February 24, 1958. Applicant: NEVILLE FLYNN, 342 Warsaw Street, Frankfort, Ky. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Barrels, whiskey, empty, used, from Frankfort, Ky., to all points in Indiana, Illinois, Michigan, Ohio, and Tennessee. Applicant is authorized to conduct operations in Indiana, Kentucky, and Ohio.

Note: Applicant holds Certificate No. MC 107865 as a common carrier. Dual operations under section 210 may be involved.

HEARING: May 28, 1958, at the Kentucky Hotel, Louisville, Ky., before Examiner Alfred B. Hurley.

No. MC 105902 (Sub No. 9), filed March 20, 1958. Applicant: PENN YAN EX-PRESS, INC., 100 West Lake Road, Penn Yan, N. Y. Applicant's representative: Bert Collins, 140 Cedar Street, New York 6, N. Y. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: General commodities, except those of unusual value. Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, in less-than-truckload lots, maximum weight 9,999 lbs., between Penn Yan, N. Y., on the one hand, and, on the other, points in Orleans, Wyoming, Genesee, Erie, and Niagara Counties, N. Y. Applicant is authorized to conduct operations over regular routes in New Jersey and New York, and over irregular routes in Delaware, Maryland, New Jersey, New York, Pennsylvania, and the District of Columbia.

Note: Applicant states it presently holds authority within the same area for shipments in truckload lots, minimum weight 10,000 pounds, and also holds unrestricted authority for various specific commodities within the area applied for.

HEARING: May 15, 1958, at the Offices of the Interstate Commerce Commission, Washington, D. C., before Examiner James H. Gaffney.

No. MC 107002 (Sub No. 118), filed March 7, 1958. Applicant: W. M. CHAM-BERS TRUCK LINE, INC., 920 Louisiana Boulevard, P. O. Box 547, Kenner, La. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Petroleum and petroleum products, as described in Appendix XIII to the report in Descriptions in Motor Carrier Certificates, in bulk, in tank vehicles, from Moundville, Ala., and points within 25 miles thereof, to points in Mississippi. Applicant is authorized to conduct operations in Alabama, Arkansas, Connecticut, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Virginia, Wisconsin, and the District of Columbia.

HEARING: May 12, 1958, at the Robert E. Lee Hotel, Jackson, Miss., before Joint

Board No. 14, or, if the Joint Board waives its right to participate, before Examiner Alfred B. Hurley.

No. MC 107515 (Sub No. 273), filed March 3, 1958. Applicant: REFRIGER-ATED TRANSPORT CO., INC., 290 University Avenue SW., Atlanta 10, Ga. Applicant's attorney: Allan Watkins, 214-16 Grant Building, Atlanta 3, Ga. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meats, meat products and meat by-products, as described by the Commission in Ex Parte MC 45, 61 M. C. C. 209, from Madison, Wis., to Bristol, Va., Applicant is authorized to conduct operations in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Carolina, Ohio, Oklahoma, South Carolina, Tennessee, Texas, Virginia, and Wisconsin.

HEARING: May 14, 1958, at the Wisconsin Public Service Commission, Madison, Wis., before Examiner Donald R. Sutherland.

No. MC 107515 (Sub No. 274), filed March 3, 1958. Applicant: REFRIGER-ATED TRANSPORT CO., INC., 290 University Avenue SW., Atlanta 10, Ga. Applicant's attorney: Allan Watkins, 214-16 Grant Building, Atlanta 3, Ga. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meats, meat products and meat by-products, as defined by the Commission, from Cudahy, Wis., to points in Georgia.

Note: Applicant proposes in this application that service from Cudahy, Wis., to points in Georgia be restricted to shipments which have been stopped for partial unloading at points in Georgia, Tennessee, Alabama, North Carolina, or South Carolina. Applicant is authorized in Certificate No. MC 107515 Sub 148 to transport these commodities from Cudahy, Wis., to points in Tennessee, Alabama, North Carolina, and South Carolina.

HEARING: May 14, 1958, at the Wisconsin Public Service Commission, Madison, Wis., before Examiner Donald R. Sutherland.

No. MC 109397 (Sub No. 21), filed March 13, 1958. Applicant: TRI-STATE WAREHOUSING AND DIS-TRIBUTING CO., a Corporation, P. O. Box 113, 315 East Seventh Street, Joplin, Mo. Applicant's attorney: Stanley P. Clay, 514 First National Building, P. O. Box 578, Joplin, Mo. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Class A and B explosives, blasting supplies, materials and agents and the component parts thereof, (A) between Quarry Township, Jersey County, Ill., and points in Iowa, Missouri, and Kansas; (B) between South Liberty Township, Clay County, Mo., and points in Iowa; (C) between Randolph County, Mo., and points in Iowa. Applicant is authorized to conduct regular route operations in Illinois, Kansas, Missouri, and Oklahoma, and irregular route operations in Arkansas, Illinois, Kansas, Missouri, Nebraska, New Mexico, Oklahoma, and Texas.

HEARING: May 15, 1958, at the Hotel Pickwick, Kansas City, Mo., before Examiner Michael B. Driscoll.

No. MC 109462 (Sub No. 6), filed February 24, 1958. Applicant: LUMBER TRANSPORTS, INC., 2101 North Market, Shawnee, Okla. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Lumber and lumber products, and windows and doors, complete with panes, from Broken Bow and Wright City, Okla., to points in Arkansas, Louisiana, Missouri, Kansas, Texas, Alabama, Mississippi, Tennessee, Illinois. Indiana, Iowa, Kentucky, and Georgia; (2) Lumber and lumber products, from Dierks and Mountain Pine, Ark., to points in Tennessee, Alabama, Mississippi, Louisiana, Illinois, Indiana, Iowa, Georgia, and Kentucky; and (3) Pressure treated forest products, from De-Queen, Ark., to points in Mississippi, Alabama, Tennessee, Louisiana, Missouri, Kansas, Oklahoma, Texas, Illinois, Indiana, Iowa, Georgia, and Kentucky. Applicant is authorized to conduct operations in Arkansas, Kansas, Louisiana, Missouri, New Mexico, Oklahoma, Tennessee, and Texas.

Note: Applicant states it seeks no duplicating authority.

HEARING: May 22, 1958, at the Arkansas Commerce Commission, Justice Building, State Capitol, Little Rock, Ark., before Examiner Alfred B. Hurley.

No. MC 109680 (Sub No. 3), filed February 3, 1958. Applicant: LEO BURNS AND EARL BURNS, doing business as BURNS TRUCKING COMPANY, Unnumbered Street, R. No. 1, Ringle, Wis. Applicant's attorney: Edward Solie, 1 South Pinckney Street, Madison 3, Wis. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Animal and poultry feed, and animal and poultry feed concentrates, in bulk, from Davenport, Iowa, to points in Wisconsin and those in Illinois lying on and north of U.S. Highway 136, including municipalities on said highway, and from points in the Minneapolis-St. Paul, Minn., Commercial Zone, as defined by the Commission, to points in Wisconsin. Applicant is authorized to conduct operations in Iowa, Minnesota, and Wisconsin.

Note: Applicant agrees that duplication with present authority be eliminated.

HEARING: May 12, 1958, at the Wisconsin Public Service Commission, Madison, Wis., before Examiner Donald R. Sutherland.

No. MC 110988 (Sub No. 48). March 10, 1958. Applicant: KAMPO TRANSIT, INC., 200 Cecil Street, Neenah, Wis. Applicants' attorney: Edward Solie, 715 First National Bank Building, Madison 3, Wis. Authority sought to operate as a common carrier. by motor vehicle, over irregular routes, transporting: Rosin size, in bulk, in tank vehicles, from Pensacola, Fla., and Valdosta, Ga., to points in Wisconsin. Applicant is authorized to conduct operations in Wisconsin, Illinois, Nebraska, Minnesota, Iowa, Indiana, Michigan, Ohio, Kentucky, Arkansas, Kansas, Missouri, Oklahoma, and Tennessee.

HEARING: May 15, 1958, at the Wisconsin Public Service Commission, Mad-

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ison, Wis., before Examiner Donald R. . Sutherland.

No. MC 111069 (Sub No. 24), filed February 21, 1958. Applicant: COLDWAY CARRIERS, INC., P. O. Box 38, Clarksville, Ind. Applicant's attorney: Ollie L. Merchant, 712 Louisville Trust Building, Louisville 2, Ky. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Meats, meat products and meat by-products, as described in Appendix I to report in Descriptions in Motor Carrier Certificates, 61 M. C. C. 209, 766, from Louisville, Ky., to Montgomery Ala. Applicant is authorized to conduct operations in Kentucky, Georgia, Alabama, Arkansas, Connecticut, Delaware, Florida, Illinois, Indiana, Iowa, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Virginia, West Virginia, Wisconsin, the District of Columbia, Texas, Kansas, Oklahoma, Maine, New Hampshire, and Vermont.

Note: On January 24, 1958, a proceeding was instituted by this Commission under Section 212 (c) of the Interstate Commerce Act No. MC 111069 Sub No. 22, to determine whether the operating authority as a contract carrier presently held by applicant should be revoked and in lieu thereof a certificate issued to operate as a common carrier.

HEARING: May 29, 1958, at the Kentucky Hotel, Louisville, Ky., before Joint Board No. 284, or, if the Joint Board waives its right to participate, before Ex-

aminer Alfred B. Hurley.

No. MC 111159 (Sub No. 49), filed March 10, 1958. Applicant: MILLER TRANSPORTERS, LTD., a Corporation, P. O. Box 1123, Jackson, Miss. Applicant's attorney: Phineas Stevens, 900 Milner Building, P. O. Box 141, Jackson, Miss. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Cement, from the site of Mississippi Valley Portland Cement Company plant in Warren County, Miss., to points in Arkansas, Louisiana and points in Tennessee west of the Tennessee River. Applicant is authorized to conduct operations in Mississippi, Louisiana, Tennessee, Alabama, Georgia, Arkansas, Florida, Kentucky, Missouri, and Oklahoma.

Note: Applicant states it does not seek herein any authority duplicating the authority requested in MC 111159 Sub 43 now pending before the Commission.

HEARING: May 9, 1958, at the Robert E. Lee Hotel, Jackson, Miss., before Examiner Alfred B. Hurley.

No. MC 111159 (Sub No. 51), filed March 10, 1958. Applicant: MILLER TRANSPORTERS, LTD., P. O. Box 1123, Jackson, Miss. Applicant's attorney: Phineas Stevens, 900 Milner Building, P. O. Box 141, Jackson, Miss. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Cement, from Vicksburg. Miss., to points in Louisiana, and points in Howard, Pike, Clark, Dallas, Cleveland, Lincoln, Desha, Drew, Phillips, Bradley, Calhoun, Ouachita, Nevada, Hempstead, Sevier, Little River, Miller, Lafayette, Columbia, Union, Ashley, and

Chicot Counties, Ark. Applicant is authorized to conduct operations in Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Mississippi, Missouri, Oklahoma, and Tennessee.

HEARING: May 9, 1958, at the Robert E. Lee Hotel, Jackson, Miss., beforé Joint Board No. 218, or, if the Joint Board waives its right to participate, before Examiner Alfred B. Hurley.

No. MC 111594 (Sub No. 13), filed January 23, 1958. Applicant: CENTRAL WISCONSIN MOTOR TRANSPORT COMPANY, a Corporation, 610 High Street, Wisconsin Rapids, Wis. Applicant's attorney: Franklin R. Overmyer, Harris Trust Building, 111 West Monroe Street, Chicago 3, Ill. For authority to operate as a common carrier, transporting: General commodities, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment, (a) between Stevens Point, Wis., and Appleton, Wis., via U.S. Highway 10, and (b) between Green Bay, Wis., and junction Wisconsin Highway 73 and Wisconsin Highway 54, via Wisconsin Highway 54, serving no intermediate or off-route points, as alternate routes for operating convenience only in connection with applicant's authorized regular route operations between Minneapolis-St. Paul, Minn., and Appleton and Green Bay, Wis.

HEARING: May 13, 1958, at the Wisconsin Public Service Commission, Madison, Wis., before Joint Board No. 142, or, if the Joint Board waives its right to participate, before Examiner Donald R. Sutherland.

No. MC 112030 (Sub No. 3), filed March 20, 1958. Applicant: PAUL W. WILLS, INC., 9107 South Telegraph Road, Inkster, Mich. Applicant's attorney: Herbert Baker, 50 West Broad Street, Columbus 15, Ohio. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Salt, from points in Cuyahoga, Lake, Summit, and Wayne Counties, Ohio, to points in Delaware, Illinois, Indiana, Kentucky, Maryland, Michigan, New Jersey, New York, Pennsylvania, Virginia, West Virginia, and the District of Columbia, and from Watkins Glen, N. Y., to points in Indiana, Michigan, and Ohio. Empty containers or other such incidental facilities used in transporting salt, on return. Applicant is authorized to transport salt from Detroit, Mich. to points in Ohio, Illinois and Indiana.

Note: Applicant states that any duplicating authority in its pending MC 112030 Sub 2 application, should be eliminated,

HEARING: May 15, 1958, at the Offices of the Interstate Commerce Commission, Washington, D. C., before Examiner Harold P. Boss.

No. MC 112567 (Sub No. 1), filed February 11, 1958. Applicant: ARTHUR B. McRAY, doing business as McRAY TRUCK LINE, Springfield, Ky. Applicant's attorney: Ollie L. Merchant, 712 Louisville Trust Building, Louisville 2, Ky. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Roofing, wire fencing, gates, and nails, and supplies used in the installation of roofing, fencing, and gates, (1) From Crawfordsville, Ind., to points in Alabama, Arkansas, Florida, Georgia, Kansas, Louisiana, Mississippi, Missouri, North Carolina, Ohio, Oklahoma, South Carolina, Tennessee, Virginia, and West Virginia; and (2) From Jacksonville, Fla., to points in Alabama, Georgia, and Tennessee, and to Crawfordsville, Ind. Applicant is authorized to transport similar commodities in Indiana and Kentucky.

HEARING: May 29, 1958, at the Kentucky Hotel, Louisville, Ky., before Examiner Alfred B. Hurley.

No. MC 113514 (Sub No. 35), filed

March 14, 1958. Applicant: SMITH TRANSIT, INC., 305 Simons Building, Dallas, Tex. Applicant's attorney: W. D. White, 17th Floor, Mercantile Bank Building, Dallas 1, Tex. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Carbon black, in bulk, in specialized equipment, between points in Texas, Oklahoma, and Kansas, on the one hand, and, on the other, points in Colorado. Applicant is authorized to conduct operations in Alabama, Arizona, Arkansas, Colorado, Kansas, Louisiana, Mississippi, Missouri, New Mexico, Oklahoma, Texas, and Utah.

Note: Applicant is under common control with Chemical Express (Permit No. MC 115135 (Sub No. 1), dated January 28, 1957)—Section 210 (dual authority) may be involved.

HEARING: May 13, 1958, at the Offices of the Interstate Commerce Commission, Washington, D. C., before Examiner Thomas F. Kilroy.

No. MC 113751 (Sub No. 2), filed March 13, 1958. Applicant: HAROLD F. DUSHEK, 406 East Lake Street, Wau--paca, Wis. Applicant's attorney: Ed-ward Solie, 715 First Nat'l. Bank Building, Madison 3, Wis. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Charcoal, from Waupaca, Wis., to points in Michigan, Ohio, Indiana, Iowa, Minnesota, Illinois, and Missouri, and empty containers or other such incidental facilities used in transporting charcoal, on return. Applicant is authorized to transport fertilizer from Dubuque, Iowa, to specified points in Wisconsin in Certificate MC 113751.

Note: Applicant is also authorized to conduct operations as a contract carrier from and to specified points in Michigan, Wisconsin, Illinois, Iowa, Minnesota, North Dakota, South Dakota, and Indiana in Permits MC 109650 and MC 109650 Sub 7, and has an application pending in No. MC 109650 Sub 9 for a determination of its status as a common or contract carrier.

HEARING: May 15, 1958, at the Wisconsin Public Service Commission, Madison, Wis., before Examiner Donald R. Sutherland.

No. MC 114115 (Sub No. 1), filed March 30, 1958. Applicant: TRUCKAWAY SERVICE, INC., 22025 Telegraph Road, Trenton, Mich. Applicant's attorney: Herbert Baker, 50 West Broad Street, Columbus-15, Ohio. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Salt (1) from points in Cuyahoga,

Lake, Summit, and Wayne Counties, Ohio, to points in Delaware, Illinois, Indiana, Kentucky, Maryland, Michigan, New Jersey, New York, Pennsylvania, Virginia, West Virginia, and the District of Columbia, and (2) from Watkins Glen, N. Y., to points in Indiana, Michigan, and Ohio, and empty containers or other such incidental facilities (not specified) used in transporting salt on return. Applicant is authorized to transport salt, in truckloads, from specified points in Michigan to points in Indiana, Illinois, and Ohio.

HEARING: May 15, 1958, at the Offices of the Interstate Commerce Commission, Washington, D. C., before Examiner Harold P. Boss.

No. MC 114890 (Sub No. 9), (Clarification), filed February 6, 1958, published page 1874, issue of March 20, 1958. Applicant: C. E. REYNOLDS, 2209 Range Line, Joplin, Mo. Applicant's attorney: Stanley P. Clay, 514 First Nat'l. Bank Building, Joplin, Mo. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Sulphuric, phosphoric and nitric acids, and nitrogen fertilizer solutions, in bulk, in tank vehicles, from Atlas, Mo., located about 3 miles northeast of Duenweg, Mo., to points in Missouri, Arkansas, Texas, Kansas, Iowa, Colorado, Oklahoma, and Wisconsin. Returned or rejected shipments of the above-specified commodities, on return. Applicant is authorized to conduct similar operations in Kansas, Missouri, Oklahoma, Arkansas, Texas, Tennessee, Alabama, Florida, Illinois, Indiana, Kentucky, Louisiana, and Mississippi.

Note: Applicant is also authorized to conduct contract carrier operations in Permits Nos. MC 86928 and sub-numbers thereunder. It has filed an appropriate application with this Commission for a determination of its status as a common or contract carrier.

HEARING: Remains as assigned May 20, 1958, at the Hotel Pickwick, Kansas City, Mo., before Examiner Michael B. Driscoll.

No. MC 115805 (Sub No. 1), filed December 23, 1957. Applicant: SMITH'S, INC., Cottonwood, Minn. Applicant's attorney: Hoyt Crooks, 842 Raymond Avenue, St. Paul 14, Minn. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Salt, in bulk, from points in Reno County, Kans., to points in Minnesota and North Dakota, and agricultural commodities on return.

Note: Applicant has common carrier, irregular route authority in Certificate No. MC 109311 (Sub No. 1), dated April 19, 1950, Section 210 (dual authority) may be involved.

HEARING: May 22, 1958, at the Federal Court Building, Marquette Avenue, South and Third Streets, Minneapolis, Minn., before Examiner Donald R. Sutherland.

No. MC 115924 (Sub No. 2), filed March 17, 1958. Applicant: SUGAR TRANS-PORT, INC., 11700 Shaker Boulevard, Cleveland 20, Ohio. Applicant's attorney: Ewald D. Kundtz, 2507 Terminal Tower, Cleveland 13, Ohio. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes,

transporting: Liquid sugar, in bulk, in tank vehicles, and invert sugar, in bulk, in tank vehicles, from Port Wentworth, Ga., to points in Virginia and Tennessee, and rejected or returned shipments of the commodities specified in this application on return. Applicant is authorized to transport similar commodities in Florida, Georgia, North Carolina, South Carolina, and Tennessee.

Note: Applicant states that the instant application is filed to extend an existing operation under a continuing contract with one person (as defined by the Commission in section 203 (a) (1) of the act), who operates manufacturing plants, the principal business of which is the production of sugar. Duplication with present authority to be eliminated.

HEARING: May 13, 1958, at the Offices of the Interstate Commerce Commission, Washington, D. C., before Examiner Robert A. Joyner.

No. MC 116119 (Sub No. 3), filed February 25, 1958. Applicant: JOHN F. HARRIS, doing business as HOGAN'S TRANSFER & STORAGE CO., No. 7 Third Street, Elkins, W. Va. Applicant's attorney: Gerald L. Phelps, Munsey Building, Washington 4, D. C. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes. transporting: (1) Laboratory and scientific furniture, equipment, fixtures and parts, from Elkins, W. Va., and points within 15 miles of Elkins, and points in Nassau County, N. Y., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Hampshire, New Jersey, New York, Rhode Island. South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia. (2) Such materials, components and parts as are used in the manufacture and assembly of the above-described commodities in (1), from points in the abovedescribed destination areas to Elkins, W. Va., and points within 15 miles of Elkins, and points in Nassau County, N. Y. Applicant is authorized to transport other commodities from and to a specified point in Ohio and a specified point in West Virginia. Applicant holds common carrier authority in Certificate No. MC 106002. Dual operations under section 210 may be involved.

HEARING: May 14, 1958, at 346 Broadway, New York, N. Y., before Examiner Charles H. Riegner.

No. MC 116159 (Sub No. 1) filed February 24, 1958. Applicant: ERNEST HINES, INC., 2600 East 52d Street, Indiapolis, Ind. Applicant's attorney: Robert W. Loser, 317 Chamber of Commerce Building, Indianapolis, Ind. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Road building materials and construction materials, in bulk, between points in Boone, Kenton, and Campbell Counties, Ky., on the one hand, and, on the other, points in Hamilton and Clermont Counties, Ohio. Applicant is authorized to transport similar commodities in Indiana, Ohio, and Kentucky.

Note: Duplication with present authority to be eliminated.

HEARING: May 23, 1958, at the Kentucky Hotel, Louisville, Ky., before Joint Board No. 208, or, if the Joint Board waives its right to participate, before Examiner Alfred B. Hurley.

No. MC 116363 (Sub No. 1), filed March 18, 1958. Applicant: WILLIAM EMSLEY, doing business as WILLIAM EMSLEY TRUCK RENTALS, 206 Cornell Avenue, Somerdale, N. J. Applicant's representative: G. Donald Bullock, Box 146, Wyncote, Pa. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Meats, requiring refrigeration, from Philadelphia, Pa., to points in Connecticut, Delaware, Massachusetts, Rhode Island, and Virginia.

HEARING: May 14, 1958, at the Offices of the Interstate Commerce Commission, Washington, D. C., before Examiner Allen W. Hagerty.

No. MC 116710 (Sub No. 3), filed February 24, 1958. Applicant: M. D. ALT-GELT AND HART F. SMITH, doing business as MISSISSIPPI CHEMICAL EXPRESS, P. O. Box 1634 (McInnis Loop), Hattiesburg, Miss. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Spent sulphuric acid, in bulk, in tank vehicles, from Pontiac, Miss., to Franklinton, La.

HEARING: May 14, 1958, at the Federal Office Building, 600 South Street, New Orleans, La., before Joint Board No. 28, or, if the Joint Board waives its right to participate, before Examiner Alfred B. Hurley.

No. MC 116884 (Sub No. 1), filed farch 7, 1958. Applicant: LEROY March 7, GRAVELLE, 128 University Avenue, SE., Minneapolis, Minn. Applicant's attorney: Thomas E. Dougherty, 250 National Building, Minneapolis 2, Minn. Authority sought to operate as a contract carrier, by motor vehicle, over regular routes, transporting: Ice cream and ice cream mixes, and transporting on the same vehicles and at the same time, dairy products and ice cream cones when the weight of said dairy products or ice cream cone shipment does not exceed ten percent of the gross weight of the shipment of ice cream or ice cream mixes, and empty containers or other such incidental facilities (not specified) used in transporting the above commodities. (1) between Minneapolis, Minn., and Sioux Falls, S. Dak., from Minneapolis over U.S. Highway 169 to Mankato, Minn., thence over Minnesota Highway 60 to Worthington, Minn., thence over U. S. Highway 16 to Sioux Falls, and return over the same route, serving no intermediate points; (2) between Minneapolis, Minn., and Ashland, Wis., from Minneapolis over U.S. Highway 8 to Turtle Lake, Minn., thence over U.S. Highway 63 to the junction of U.S. Highway 2, thence over U.S. Highway 2 to Ashland, and return over the same route, serving no intermediate points; (3) between Minneapolis, Minn., and Mandan, N. Dak., from Minneapolis over U.S. Highway 10 to Mandan, and return over the same route, serving the intermediate points of St. Cloud, Minn., and

Fargo and Jamestown, N. Dak.; (4) between Minneapolis, Minn., and Virginia, Minn., from Minneapolis over U. S. Highway 8 to Forest Lake, Minn., thence over U.S. Highway 61 to Carlton, Minn., thence over Minnesota Highway 33 to Independence, Minn., and thence over U.S. Highway 53 to Virginia, and return over the same route, serving no intermediate points; (5) between Minne-apolis, Minn., and Duluth, Minn., from Minneapolis over U.S. Highway 61 to Duluth, and return over the same route. serving no intermediate points.

HEARING: May 21, 1958, at the Federal Court Building, Marquette Avenue South and Third Streets, Minneapolis, Minn., before Examiner Donald R.

Sutherland.

No. MC 116908 (Sub No. 1), filed March 4, 1958. Applicant: W. M. SHEL-TON, 816 Fourth Street, Corinth, Miss. Applicant's attorney: William L. Sharp. P. O. Box 844, Corinth, Miss. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Ground vegetable oil flakes; cotton seed meal, in bulk and in sacks; cotton seed hulls, in bulk and in sacks; soybean meal, in bulk and in sacks; bagging and ties, and general oil mill parts and supplies, for the account of Buckeye Cellulose Corporation, from Memphis, Tenn., to Corinta, Miss., and exempt agricultural products on return.

HEARING: May 21, 1958, at the Peabody Hotel, Memphis, Tenn., before Joint Board No. 4, or, if the Joint Board waives its right to participate, before Examiner

Alfred B. Hurley.

No. MC 116935 (Sub No. 1), filed February 24, 1958. Applicant: HARRY KODISH AND GEORGE NOURY, a Partnership, doing business as COM-MERCIAL FURNITURE DISTRIBU-TORS, 126 Grand Street, Hoboken, N. J. Applicant's representative: Bert Collins. 140 Cedar Street, New York 6, N. Y. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Office furniture, uncrated and crated, and ranges, from Hasbrouck Heights, N. J., to points in Westchester, Nassau, and Suffolk Counties, N. Y., and New York, N. Y., and returned and rejected shipments of the above-described commodities, on return.

HEARING: May 12, 1958, at 346 Broadway, New York, N. Y., before Examiner

Charles H. Riegner.

No. MC 117135, filed January 23, 1958. Applicant: LLOYD F. ZAHN, doing business as ZAHN TRUCKING, Route 2, P. O. Box 99, West Bend, Wis. Applicant's attorney: John T. Porter, 708 First National Bank Building, Madison 3, Wis. For authority to operate as a contract carrier, over irregular routes, transporting: Agricultural machinery and implements, set up or partially set up, un-crated, (except tractors and parts thereof), as specified in Descriptions in Motor Carrier Certificates, Ex Parte No. MC-45, 61 M. C. C. 209, and parts thereof when shipped incidentally with such agricultural machinery and equipment, from the plant site and warehouses of Gehl Bros. Manufacturing Co., at West Bend, Wis., to points in Illinois and Michigan. Used damaged or rejected

shipments of the above-specified commodities on return.

HEARING: May 12. 1958, at the Wisconsin Public Service Commission, Madison, Wis., before Examiner Donald R. Sutherland.

No. MC 117148, filed January 27, 1958. Applicant: ARTHUR M. THOMPSON, doing business as THOMPSON MOTOR SERVICE, 118 North Ninth Street, Moorhead, Minn. Applicant's attorney: Norman H. Nelson, 4041/2 Center Avenue, Moorhead, Minn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Wrecked, disabled, repossessed, or stolen vehicles, and cargo of the wrecked. disabled, repossessed, or stolen vehicles, between points in Minnesota, North Dakota, South Dakota, Iowa, and Mon-

HEARING: May 27, 1958, at the U.S. Court Rooms, Fargo, N. Dak., before Examiner Donald R. Sutherland.

No. MC 117197, filed February 20, 1958. Applicant: RAGLAND TRUCKING COMPANY, INC., 3587 Lamar Avenue, Memphis, Tenn. Applicant's attorney: John Paul Jones, 1012 Edway Building, Memphis 3, Tenn. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Feed, seed, fertilizer and fertilizer ingredients, in bags, from Yazoo City and Gulfport, Miss., Mobile, Birmingham and Sheffield, Ala., and North Little Rock, Ark., to points in Tennessee west of the Tennessee River, points in Mississippi north of U.S. Highway 82, points in Arkansas east of U.S. Highway 65, and points in Dunklin, Pemiscot, New Madrid, Mississippi, Scott, Stoddard, Butler, Cape Girardeau, Bollinger, Madison, Wayne, Carter, and Ripley Counties, Mo., and exempt commodities, on return.

HEARING: May 21, 1958, at the Peabody Hotel, Memphis, Tenn., before

Examiner Alfred B. Hurley.

No. MC 117199, filed February 24, 1958. Applicant: ANTHONY D. RUSSO, 205 Douglas Road, Roselle, N. J. Applicant's representative: Morton E. Kiel, 140 Cedar Street, New York, N. Y. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Sand and clay, in dump vehicles, from Sayreville, N. J., to Palmerton, Pa.

HEARING: May 13, 1958, at 346 Broadway, New York, N. Y., before Ex-

aminer Charles H. Riegner.

No. MC 117200, filed February 24, 1958. Applicant: ALLEN TISCH AND MER-DON DREWS, a Partnership, doing business as TISCH AND DREWS, 227 North Adams, Oconto Falls, Wis. Applicant's attorney: Michael D. O'Hara, Spies Building, Menominee, Mich. Authority sought to operate as a contract carrier, by motor vehicle, over regular and irregular routes, transporting: Pulp. for the manufacture of paper, lime, in bags, and finished paper products, be-tween Oconto Falls, Wis., and Menominee, Mich.: from Oconto Falls over Wisconsin Highway 22 to junction with U.S. Highway 41 at Oconto, and thence over U.S. Highway 41 to Menominee, and return over the same route, serving no intermediate points; and spent sulphite Tenn., before Joint Board No. 25, or, if

liquor, in bulk, in tank trucks or tank trailers, over irregular routes between points within 50 miles of Marinette, Wis.

Note: Permits to operate as a contract carrier have been issued to Merdon Drews, individual, to transport coal over irregular routes from Menominee, Mich. to Oconto Falls, Wis. (No. MC 113301 Sub-1) and wet pulp over a specified regular route from Oconto Falls, Wis. to Menominee, Mich. and lime in bags, on return (No. MC 113301 Sub 12); applicant states "to such extent as any authority granted duplicates that held by Merdon Drews as an individual, Merdon Drews will immediately initiate voluntary revocation application for the abandonment of such conflicting authorities". Order of the Commission dated March 2, 1954 in No. MC-FC 56541 denied partnership application of Tisch and Drews to transfer to it the operating rights under Permit MC 113301 Sub-2 on the ground that "the operating rights sought to be transferred * * * would involve a similar type of service from and to points in the same territory".

HEARING: May 13, 1958, at the Wisconsin Public Service Commission, Madison, Wis., before Joint Board No. 142, or, if the Joint Board waives its right to participate, before Examiner Donald R. Sutherland.

No. MC 117205, filed February 24, 1958. Applicant: HARRY J. GRACYALNA, 219 East Wilson Avenue, Appleton, Wis. Applicant's attorney: Urban P. Van Susteren, 229 West College Avenue, Appleton, Wis. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: General commodities, including those of unusual value, but excepting Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between the Cities of Appleton, Kaukauna and New London, Villages of Kimberly, Little Chute, Combined Locks, and Hortonville, the Towns of Buchanan, Grand Chute, Freedom, Hortonia, Ellington, and Kaukauna, in Outagamie County, Wis., and the City of New London, in Waupaca County, Wis., and the Cities of Neenah and Manasha, and the Towns of Menasha and Neenah, in Winnebago County, Wis.

HEARING: May 16, 1958, at the Wisconsin Public Service Commission, Madison, Wis., before Joint Board No. 96, or, if the Joint Board waives its right to participate, before Examiner Donald R.

Sutherland.

No. MC 117208, filed February 28, 1958. Applicant: JAMES AUBREY BREED-LOVE, doing business as BREEDLOVE TRUCKING SERVICE, 486 Webb Avenue, Bowling Green, Ky. Applicant's attorney: Marshall Funk, Grady Building, Opposite Court House, Bowling Green, Ky. Authority sought to operate as a contract carrier, by motor vehicle, over a regular route, transporting: Building brick (no exceptions), in bulk, from Nashville, Tenn., to Bowling Green, Ky., over U. S. Highway 31-W, serving no intermediate points, but serving points within the city limits of Bowling Green, and points within three (3) miles of the city limits of Bowling Green in Warren County, Ky., as off-route points.

HEARING: May 26, 1958, at the Dinkler-Andrew Jackson Hotel, Nashville,

the Joint Board waives its right to participate, before Examiner Alfred B. Hurley.

No. MC 117221, filed February 24, 1958. Applicant: MAURICE GRAHAM, R. D. No. 4, Binghamton, N. Y. Applicant's representative: Carl W. Clark, 58 Henry Street, Sun Building, Binghamton, N. Y. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Animal and poultry feeds and grains, in bulk and in bags, cement, in bulk and in bags, and coal, in bulk, from Binghamton, N. Y., to points in Broome, Chenango, Cortland, Delaware, Greene, Madison, Orange, Otsego, Sullivan, Tioga, Tompkins, and Ulster Counties, N. Y.

Note: In connection with the transportation of bulk feeds and grains applicant states that the proposed service will be in connection with rail, effecting more economic handling at a central point with special equipment for loading and unloading from rail cars to trucks, such installation to be made on railroad property leased from the Delaware, Lackawanna & Western Railroad in Binghamton, N. Y.

HEARING: May 12, 1958, at 346 Broadway, New York, N. Y., before Examiner Charles H. Riegner.

No. MC 117224, filed March 5, 1958. Applicant: RAYMOND R. MALECHA. Box 3, Webster, Minn. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Animal and poultry feed, in bags or in bulk, from New Richmond, Wis., to Webster, Minn.

HEARING: May 23, 1958, at the Federal Court Building, Marquette Avenue South and Third Streets, Minneapolis, Minn., before Joint Board No. 142. or. if the Joint Board waives its right to participate, before Examiner Donald R. Sutherland.

No. MC 117230, filed March 6, 1958. Applicant: ANDREW J. HOFMEISTER, doing business as ANDREW HOFMEIS-TER TRUCKING, 202 North Valley Street, New Ulm, Minn. Applicant's representative: A. R. Fowler, 2288 University Avenue, St. Paul 14, Minn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Manufactured fertilizer, from Perry, Iowa, to New Ulm, Minn., and points in Benton, Morrison, Sherburne, and Stearns Counties, Minn.

HEARING: May 20, 1958, at the Federal Court Building, Marquette Avenue South and Third Street, Minneapolis, Minn., before Joint Board No. 146, or, if the Joint Board waives its right to participate, before Examiner Donald R. Sutherland.

No. MC 117233 (Sub No. 1) (Amendment), filed March 7, 1958. Applicant: MERCURY MOTOR FREIGHT, INC., 415 Waddell Avenue, Clairton, Pa. plicant's attorney: Henry M. Wick, 1211 Berger Building, Pittsburgh 19, Pa. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: (1) Pre-cut and prefabricated buildings, and component parts thereof, from points in Allegheny County, Pa., to points in Ohio, New York, New Jersey, West Virginia, Virginia, consin, Kentucky, Maryland, Delaware, Michigan, Connecticut, Massachusetts, Rhode Island, South Carolina, Tennessee, and the District of Columbia; (2) garage doors, from Egg Harbor, N. J., to points in Alegheny County, Pa. Application as previously noticed in FEDERAL REGISTER sought common carrier authority.

HEARING: May 14, 1958, at the Offices of the Interstate Commerce Commission, Washington, D. C., before Examiner Isadore Freidson.

No. MC 117244, filed March 7, 1958. Applicant: RICHARD STOIK, doing business as STOIK TRANSFER, 320 Reuter Avenue, Rice Lake, Wis. Applicant's attorney: Glenn W. Stephens, 121 West Doty Street, Madison 3, Wis. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment. (1) Between Rice Lake, Wis.. and Birchwood, Wis., over Wisconsin Highway 48, serving the intermediate points of Mikana and Angus, Wis.; (2) Between Rice Lake, Wis., and Sarona, Wis., over U.S. Highway 53, serving the intermediate point of Haugen, Wis.; (3) Between Sarona, Wis., and Birchwood, Wis., over Washburn County Highway Trunk D, serving no intermediate points; and (4) Between Haugen, Wis., and junction Wisconsin Highway 48 and Barron County Highway Trunk B, over Barron County Highway Trunk B, serving the intermediate point of Brill, Wis.

HEARING: May 16, 1958, at the Wisconsin Public Service Commission, Madison, Wis., before Joint Board No. 96, or, if the Joint Board waives its right to participate, before Examiner Donald R.

Sutherland.

No. MC 117245, filed March 10, 1958. Applicant: JOHN VOSS, Hill City, Kans. Applicant's attorney: John E. Jandera, 641 Harrison Street, Topeka, Kans. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Processed feeds, from Kansas City and St. Joseph, Mo., Omaha, Nebr., and Denver, Colo., to points in Decatur, Sheridan, Gove, Trego, Ellis, Graham, Norton, Phillips, Rooks, Rawlins, Thomas, Logan, Scott, Lane, Ness, Rush, Barton, Russell, Osborne, and Smith Counties, Kans.; dry fertilizer, from Kansas City and St. Joseph, Mo., Omaha, Nebr., and Denver, Colo., to points in Decatur, Sheridan, Gove, Trego, Ellis, Graham, Norton, Phillips, Rooks, Rawlins, Thomas, Logan, Scott, Lane, Ness, Rush, Barton, Russell, Osborne, and Smith Counties, Kans.; new and used farm machinery, knocked down or set up, from Kansas City, Mo., to points in Decatur, Sheridan, Gove, Trego, Ellis, Graham, Norton, Phillips, Rooks, Rawlins, Thomas, Logan, Scott, Lane, Ness, Rush, Barton, Russell, Osborne, and Smith Counties, Kans.; building materials, from Kansas City and St. Joseph, Mo., Omaha, Nebr., and Denver, Colo., to points in Decatur, Sheridan, Gove, Trego, Ellis, Graham, Norton, Phil-

Scott, Lane, Ness, Rush, Barton, Russell, Osborne, and Smith Counties, Kans.; and Livestock, hay, grain, and other exempt commodities, and empty containers or other such incidental facilities (not specified) used in transporting the above-specified commodities, from the above-specified destination points to the above-described origin points; and Rock. and livestock, hay, grain, and other exempt commodities and empty containers or other such incidental facilities (not specified) used in transporting Rock, between points in Decatur, Sheridan, Gove, Trego, Ellis, Graham, Norton, Phillips, and Rooks Counties, Kans., on the one hand, and, on the other, points in Nebraska.

HEARING: May 14, 1958, at the Hotel Pickwick, Kansas City, Mo., before Examiner Michael B. Driscoll.

No. MC 117248, filed March 14, 1958. Applicant: LAWRENCE JACOBSON, doing business as JACOBSON TRANS-PORT, Wheaton, Minn. Applicant's attorney: Lee F. Brooks, 405 First National Bank Building, Fargo, N. Dak. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Aviation fuel, in bulk, from points in the Minneapolis-St. Paul, Minn. Commercial Zone, to Fargo, Grand Forks, and Bismarck, N. Dak., and empty containers or other such incidental facilities used in transporting

aviation fuel, in bulk, on return.

HEARING: May 21, 1958, at the Federal Court Building, Marquette Avenue, South and Third Streets, Minneapolis, Minn., before Joint Board No. 24, or, if the Joint Board waives its right to participate, before Examiner Donald R. Sutherland.

No. MC 117250, filed March 12, 1958, Applicant: JAMES WILSON, doing business as JAMES WILSON & SONS, 2 Baltic Street, Brooklyn, N. Y. Applicant's attorney: Edward M. Alfano, 36 West 44th Street, New York 36, N. Y. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Such commodities as are dealt in by manufacturers of paints, colors, chemicals and pigments, in containers, and materials and supplies used in connection therewith, between the plant site of the Sherwin-Williams Co., Brooklyn, N. Y., on the one hand, and, on the other, points in Bergen, Essex, Hudson, Middlesex, Morris, Passaic, Somerset, and Union Counties, N. J.

Note: Applicant proposes to conduct the above-described operations under a continuing contract with Sherwin-Williams Co. at Brooklyn, N. Y.

HEARING: May 20, 1958, at 346 Broadway, New York, N. Y., before Ex-

aminer Charles H. Riegner.

No. MC 117257, filed March 18, 1958. Applicant: DWYER TRANSPORT CO., 324 16th Street North, Moorhead, Minn. Applicant's attorney: Lee F. Brooks, 405 First National Bank Building, Fargo, N. Dak. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Beer, from St. Louis, Mo., to points in the Fargo, N. Dak., and Moorhead, Minn., Commercial Zones, and Portland, N. North Carolina, Indiana, Illinois, Wis-lips, Rooks, Rawlins, Thomas, Logan, Dak., and empty containers or other

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such incidental facilities used in transporting beer, on return.

HEARING: May 28, 1958, at the U. S. Court Rooms, Fargo, N. Dak., before Examiner Donald R. Sutherland.

#### MOTOR CARRIERS OF PASSENGERS

No. MC 115116 (Sub No. 1), filed February 26, 1958. Applicant: SUBURBAN TRANSIT CORP., 750 Somerset Street, New Brunswick, N. J. Applicant's attorney: James F. X. O'Brien, 17 Academy Street, Newark 2, N. J. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Passengers and their baggage, in special operations, in round-trip sightseeing and pleasure tours, beginning and ending at points in Middlesex, Mercer, and Somerset Counties. N. J., and extending to points in Maine, New Hampshire, Vermont, Massachusetts, Con-necticut, Rhode Island, New York, Pennsylvania, West Virginia, Maryland, Delaware, Virginia, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Tennessee, Kentucky, Illinois, Indiana, Ohio, Michigan, Louisiana, Wisconsin, New Jersey, and the District of Columbia. Applicant is authorized to conduct regular route operations in New Jersey and New York.

HEARING: May 15, 1958, at 346 Broadway, New York, N. Y., before Examiner Charles H. Riegner.

No. MC 75289 (Sub No. 13), (Correction) filed February 12, 1958, published issue of April 2, 1958. Applicant: D. C. TRANSIT SYSTEM, INC., 3600 M Street NW., Washington 7, D. C. Applicant's representative: O. Roy Chalk, President (same address as applicant). Route 4 (b) of the notice of filing published on the above date was incomplete. Correctly set forth the proposed operations in Route 4 (b) reads as follows: From New York, N. Y., over city streets to access roads leading to Idlewild International Airport, and return over such access roads and city streets to New-York, N. Y., serving no intermediate points.

#### APPLICATION FOR BROKERAGE LICENSE

No. MC 12677, filed March 6, 1958. Applicant: FORDHAM TRAVEL BUREAU, INC., 400 East Fordham Road, New York 58, N. Y. Applicant's attorney: Andrew Reiner, 320 Broadway, New York, 7, N. Y. For a license (BMC 5) to engage in operations as a broker at New York, N. Y. in arranging for the transportation by motor vehicle, in interstate or foreign commerce, of Passengers and their baggage, between New York, N. Y., on the one hand, and, on the other, points in the United States.

HEARING: May 19, 1958, at 346 Broadway, New York, N. Y., before Examiner Charles H. Riegner.

APPLICATIONS IN WHICH HANDLING WITH-OUT ORAL HEARING IS REQUESTED.

#### MOTOR CARRIERS OF PROPERTY

No. MC 200 (Sub No. 187), filed December 5, 1955. Applicant: RISS & COMPANY, INC., Riss Building, 15 West 10th Street, Kansas City, Mo. For authority to operate as a common carrier, over a regular route, transporting: General commodities, except those of unusual

value. Class A and B explosives, household goods as defined by the Commission. commodities in bulk, and those requiring special equipment, between Detroit, Mich., and the Assembly Plant site of the Ford Motor Company at intersection of Michigan Highway 218 and West Lake Drive near Wixom, Mich., over Michigan Highway 16 from Detroit to junction Michigan Highway 218, thence over Michigan Highway 218 to site of Ford Motor Company Assembly Plant, and return over the same route, serving no intermediate points. Applicant is authorized to conduct regular route operations in Colorado, Connecticut, Illinois, Indiana, Iowa, Kansas, Kentucky, Maryland, Massachusetts, Michigan, Missouri, Nebraska, New Jersey, New York, Ohio, Oklahoma, Pennsylvania, Rhode Island, Texas, Virginia, West Virginia, and the District of Columbia, and irregular route operations in Colorado, Connecticut, Illinois, Indiana, Iowa, Kansas, Kentucky, Massachusetts, Missouri, Nebraska, New Jersey, New York, Ohio, Oklahoma, Pennsylvania, Texas, West Virginia, and the District of Columbia.

No. MC 15214 (Sub No. 33), filed March 24, 1958. Applicant: MERCURY MOTORWAYS, INC., 947 Louise Avenue, South Bend, Ind. Applicant's representative: G. H. Dilla, 3350 Superior Avenue, Cleveland 14, Ohio. Authority sought to operate as a common carrier, by motor vehicle, transporting: General commodities, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving points in the Chicago, Ill., Commercal Zone, as defined by the Commission, in connection with applicant's authorized regular route operations to and from Milwaukee, Wis. Applicant is authorized to conduct operations in Illinois, Indiana, Michigan, Ohio, and Wisconsin.

Note: The purpose of the filing of the instant application is to remove the restriction contained in carrier's Certificate MC 15214 (Sub No. 1) dated March 19, 1943, reading: "Service to and from Milwaukee and intermediate points in Wisconsin is restricted to traffic moving to and from points and places on said carrier's authorized routes, other than points and places in the Chicago Commercial Zone as defined in Chicago, Ill., Commercial Zone, 1 M. C. C. 673."

No. MC 29886 (Sub No. 114), filed March 27, 1958. Applicant: DALLAS & MAVIS FORWARDING CO., INC., 4000 West Sample Street, South Bend, Ind.-Applicant's attorney: Charles Pieroni, 523 Johnson Building, Muncie, Ind. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Two wheel trailers designed - for the transportation of crawler-type tractors, partly or completely assembled, when transported in the same vehicle with crawler tractors, from Churubusco, Ind., to points in the United States, except those in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, and West Virginia. Applicant is authorized to conduct operations throughout the United States.

Note: Applicant states that it is authorized by certificate No. MC 29886 (Sub No. 85) to transport crawler tractors, set up, with loading or grading attachments, and parts thereof, when transported in the same vehicle with such commodities, from Churubusco, Ind., to the destinations sought here. There is only one shipper in Churubusco of the involved commodities, J. I. Case Company. The shipper's primary business at this plant is the manufacture of crawler tractors together with certain attachments for loading or grading. The shipper also manufactures a small two wheel trailer for use in transporting a tractor from one place of use to another, which can be towed by a pickup truck. These trailers are occasionally shipped along with the crawler tractors, normally with the wheels off. They may be considered an accessory to the tractor. In order to clarify applicant's right to handle these small trailers along with the crawler tractors, this application has been filed.

No. MC 34167 (Sub No. 2), filed March 25, 1958. Applicant: LAURANCE POR-TER doing business as PORTER TRUCK LINE, Box 71, Lafayette, Oreg. Authority sought to operate as a common carrier, by motor vehicle, transporting: General commodities, except those of unusual value. Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving Lafayette and McMinnville, Oreg., as intermediate points in connection with applicant's authorized regular route operations between Dayton Junction and Ballston, Oreg., and as off-route points in connection with applicant's authorized regular route operations between Portland and Hopewell, Oreg. Applicant is authorized to conduct operations in Oregon.

No. MC 66562 (Sub No. 1398), filed March 7, 1958. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York 17, N. Y. Applicant's attorney: William H. Marx, Law Department, same address as applicant. Authority sought to operate as a common-carrier, by motor vehicle, over regular routes, transporting: General commodities, including Class A and B explosives, moving in express service, Between Saratoga Springs, N. Y., and Fair Haven, Vt., as follows: (1) From Saratoga Springs over New York Highway 29 to Greenwich, N. Y., thence over New York Highway 372 to Cambridge, N. Y., thence over New York Highway 22 to Salem, N. Y., thence over unnumbered highway to Rupert, Vt., thence over unnumbered highway to West Pawlet, Vt., thence over unnumbered highway to junction New York Highway 22, thence over New York Highway 22 via Granville, N. Y., to junction New York Highway 22-A, thence over New York Highway 22-A to junction unnumbered highway, thence over unnumbered highway to Poultney, Vt., thence over Vermont Highway 30 to Castleton Corners, Vt., thence over U.S. Highway, 4 to Fair Haven, and return over the same route, serving the intermediate points of Schuylerville. Greenwich, Cambridge, Salem, and Granville, N. Y., and Poultney, Castleton Corners, West Pawlet, and Rupert, Vt.: and (2) From Fair Haven over Vermont and New York Highways 22-A to Gran-

ville, N. Y., thence over New York Highway 22 via Salem, N. Y., to junction New York Highway 29, thence over New York Highway 29 to Saratoga Springs, and return over the same route, serving the intermediate points of Granville, Salem. Greenwich, and Schuylerville, N. Y. Applicant is authorized to conduct operations throughout the United States. RESTRICTIONS: The service proposed to be performed by applicant will be limited to service which is auxiliary to or supplemental of express service. Shipments proposed to be transported by applicant will be limited to those moving on a through bill of lading or express receipt.

Note: Applicant states that the instant application is for authority to substitute motor service for discontinued rail service, and that under the circumstances applicant seeks authority to conduct the proposed motor operation in order to afford the public at points on the line with safe, dependable, adequate, and expeditious express service. Applicant further states that interchange with rail or air express service will be made at Saratoga Springs, N. Y., and that shipments will include interstate traffic having its entire movement local to the route, such as it has always handled in the past.

No. MC 67210 (Sub No. 4), filed March 17, 1958. Applicant: GLENNON TRANSPORTS, INC., 1005 North 13th Street, St. Louis 6, Mo. Applicant's attorney: Ernest A. Brooks II, 1301 Ambassador Building, St. Louis 1, Mo. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Magazines, magazine covers, advertising pamphlets, booklets, and catalogues, between Sparta, Ill., on the one hand, and, on the other, New York, N. Y., and points within twenty-five (25) miles thereof. Applicant is authorized to conduct operations in Illinois and Missouri.

No. MC 77135 (Sub No. 14), filed March 21, 1958. Applicant: PACIFIC TRUCK SERVICE, INC., 600 Park Avenue, San Jose, Calif. Applicant's attorney: Bertram S. Silver, 100 Bush Street, San Francisco 4, Calif. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Liquefied petroleum gases, in bulk, and points within 50 miles thereof, to points in Nevada, except Las Vegas, Lovelock, Tonopah, Winnemucca, Ely, and Elko. Applicant is authorized to conduct operations in California, Idaho, Nevada, Oregon, and Washington.

No. MC 77214 (Sub No. 2), filed March 24, 1958. Applicant: WALTER A. WANDKE, Pemberville, Ohio. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Feed, in bulk, in self-unloading bulk tractor trailer motor vehicles, from Toledo, Ohio, to points in Michigan on and south of Michigan Highway 21, and rejected and refused shipments of bulk feed on return. Applicant is authorized to transport Feed in Michigan and Ohio.

No. MC 87523 (Sub No. 69), filed March 20, 1958. Applicant: FRANK COS-GROVE TRANSPORTATION COMPANY, INC., 393 Mystic Avenue, Medford, Mass. Applicant's attorney: wrecked, disabled or repossessed motor

Mary E. Kelley, 10 Tremont Street, Boston 8, Mass. Authority sought to operate as a common carrier, by motor vehicle, over irregular rottes, transporting: Petroleum wax emulsion, in bulk, in tank vehicles, from Leominster, Mass., to Lisbon Falls, Maine. Applicant is authorized to conduct operations in Connecticut, Delaware, Illinois, Indiana, Maine, Massachusetts, Michigan, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Tennessee, Vermont, and Virginia.

No. MC 107496 (Sub. No. 101), filed March 13, 1958. Applicant: RUAN TRANSPORT CORPORATION, 408 Southeast 30th Street, Des Moines, Iowa. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Petroleum and petroleum products, in bulk, in tank vehicles, from the site of the Bituminous Material & Supply Co. Terminal at or near Linwood, Iowa, to points in Illinois on and north of a line beginning at Quincy, Ill., and extending along U.S. Highway 24 to junction U.S. Highway 136, thence along U.S. Highway 136 to the Illinois-Indiana State line; points in Minnesota on, east and south of a line beginning at the Minnesota-Iowa State line and extending along U.S. Highway 169 to Mankato, Minn., thence east along Minnesota Highway 60 to the Minnesota-Wisconsin State line; points in Wisconsin from the Wisconsin-Illinois State line to the northern boundaries of LaCrosse, Monroe, Juneau, Waushara, Adams, Winnebago, Calumet, and Manitowoc Counties, Wis.; and those in Missouri. Applicant is authorized to conduct operations in Arkansas, Colorado, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, South Dakota, Texas, and Wisconsin.

No. MC 117275, filed March 20, 1958. Applicant: MAURICE FRIEDMAN, Templeton, Iowa. Applicant's attorney: Wallace W. Huff, 310-14 Security Bank Building, Sioux City 1, Iowa. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Commercial (non-liquid) fertilizer, in containers, bags, or bulk, and empty containers or other such incidental facilities used in transporting the above-described commodity, between Waterloo, Iowa, and points within 10 miles of Waterloo, on the one hand, and, on the other, points in that part of Nebraska on and east of the westerly borders of Boyd, Holt, Garfield, Valley, Sherman, Buffalo, Kearney, and Franklin Counties, Nebr.

No. MC 117293, filed March 26, 1958. Applicant: CHARLES M. SCHAFER, doing business as SCHAFER'S WELD-ING & TOWING, 1010 State Road 2 W., La Porte, Ind. Applicant's representative: William L. Carney, 105-East Jennings Avenue, South Bend, Ind. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (a) Used tractors, in secondary movement, by truckaway method, to be used as a replacement for a wrecked or disabled tractor; (b) wrecked, disabled or repossessed motor

vehicles; and (c) gasoline, oil, grease, tires, wheels, rims and motor vehicle parts, accessories, supplies and materials used in connection with the repairing and/or reconditioning of damaged, disabled or wrecked motor vehicles, trailers and semi-trailers, between points in Indiana, Illinois, Ohio, Wisconsin, Kentucky, and the Lower Peninsula of Michigan.

Application for Certificates or Permits Which Are To Be Processed Concurrently With Applications Under Section 5, Governed by Special Rule 1.240 to the Extent Applicable.

No. MC 106504 (Sub No. 5), filed March 5, 1958. Applicant: WIDHOLM FREIGHTWAYS, INC., 1015 North Third Street, Minneapolis, Minn. Applicant's attorney: Hoyt Crooks, 842 Raymond Avenue, St. Paul 14, Minn. Authority sought to operate as a common carrier, by motor vehicle, over a regular route. transporting: General commodities, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk. and those requiring special equipment, between junction U.S. Highway 65 and Minnesota Highway 13 and Nichols, Minn., from Junction U.S. Highway 65 and Minnesota Highway 13 in a northeast direction over Minnesota Highway 13 to an unnamed county road at a point just southeast of Nichols, Minn., and thence over unnamed county road to Nichols, approximately 1/4 mile northwest of Minnesota Highway 13, and return over the same route, serving no intermediate points. Applicant is authorized to conduct operations in Minnesota. This application is directly related to MC-F 6849, published March 7, 1958, on page 1649.

Note: This application is filed to obtain a Certificate of Public Convenience and Necessity, authorizing continuance of interstate operations conducted under the Second Proviso of section 206 (a) (1) of the Interstate Commerce Act, supported by intrastate certificate on file with this Commission, issued by the State of Minnesota covering the operations set forth above.

## Applications Under Sections 5 and 210a (b)

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carriers of property or passengers under sections 5 (a) and 210a (b) of the Interstate Commerce Act and certain other procedural matters with respect thereto (49 CFR 1.240).

#### MOTOR CARRIERS OF PROPERTY

No. MC-F 6635, published in the August 10, 1957, issue of the Federal Register on page 4871. Amendment to the application filed March 31, 1958, to include TRANSPORTATION INVESTMENT, LTD., Montreal, Quebec, Canada, and in turn C. M. DRURY, also of Montreal, in control thereof, as party applicants in control of PROVINCIAL TRANSPORT COMPANY.

No. MC-F 6852, published in the March 12, 1958, issue of the Federal Register on page 1714. Supplement filed April 2, 1958, to show joinder of BARRON COL-LIER, JR., and ISABEL COLLIER, as executrix of the estate of MILES COL-LIER (in control of TAMIAMI TRAIL TOURS, INC.), CENTRAL PUBLIC UTILITY CORPORATION (as controlling stockholder of CAROLINA COACH COMPANY), S. A. JESSUP, CLAUDE A. JESSUP, JAMES L. JESSUP, BETTY SUE JESSUP, MARY IRVA JESSUP and VIRGINIA PEPSI COLA BOTTLING COMPANY (in control of VIRGINIA STAGE LINES, INC.), as the persons in control of SERVICE COACH LINE, INC.

No. MC-F 6875. Authority sought for purchase by NEWSOM TRUCKING COMPANY, INC., U. S. Highway 31 Bypass (P. O. Box 509), Columbus, Ind., of the operating rights and certain property of CRUTCHER BROS. COMPANY, 501 River Road, Louisville 2, Ky., and for acquisition by PAUL R. NEWSOM, also of Columbus, of control of such rights and property through the purchase. Applicants' attorney: John E. Lesow, 3737 North Meridian Street, Indianapolis 8, Ind. Operating rights sought to be transferred: General commodities. with certain exceptions including household goods and commodities in bulk, as a common carrier over regular routes, between Louisville, Ky., and Indianapolis, Ind., serving all intermediate points; compressed gas, in containers, and empty compressed gas containers, be-tween Louisville, Ky., and Charleston, W. Va., between Louisville, Ky., and Cincinnati, Ohio, and between Louisville, Ky., and Nashville, Tenn., serving no intermediate points. Vendee is authorized to operate as a common carrier in Indiana, Michigan, Wisconsin, Minnesota, Iowa, Missouri, Illinois, Kentucky, Ohio, West Virginia, Pennsylvania, and New York, Application has not been filed for temporary authority under section

210a (b). No. MC-F 6876. Authority sought for control by BEKINS VAN & STORAGE CO. (CALIF. CORP.), 1335 South Figueroa Street, Los Angeles 15, Calif., of BEKINS VAN & STORAGE COMPANY, INCORPORATED, 5342 Fast Mocking-bird Lane, Dallas 6, Tex., and for acqui-sition by MILO W. BEKINS, FLOYD R. BEKINS, FLOYD R. BEKINS, JR., KATHERINE BEKINS PALMER and M. B. HOLT as individuals, H. B. HOLT and RUTH B. HOLT as tenants in common, IDA RAINEY BEKINS and MILO W. BEKINS as executrix and executor of the estate of REED J. BEKINS, deceased, FLOYD R. BEKINS and MILO W. BE-KINS as trustees under a declaration of trust executed by FLOYD R. BEKINS as trustor, MILO W. BEKINS and DORO-THY ELOISE BEKINS as trustees under a declaration of trust executed by MILO W. BEKINS as trustor, and IDA RAINEY BEKINS and MILO W. BEKINS as trustees under a declaration of trust executed

by REED J. BEKINS (deceased) as trustor, all of Los Angeles, of control of BEKINS VAN & STORAGE COMPANY through the acquisition by BEKINS VAN & STORAGE CO. (CALIF. CORP.) Applicant's attorneys: R. Granville Curry, 631 Southern Building, Washington, D. C., and Lucien W. Shaw, 1335 South Figueroa Street, Los Angeles 15, Calif. Operating rights sought to be controlled: Household goods, as defined by the Commission, as a common carrier over irregular routeș, between points in Texas. BEKINS VAN & STORAGE CO. (CALIF. CORP.) is authorized to operate as a common carrier in California. Application has not been filed for temporary authority under section 210a (b).

No. MC-F 6877. Authority sought for purchase by RELIABLE TRANSPORT OF VIRGINIA, INCORPORATED, 214 East Ocean Drive, Portsmouth, Va., of a portion of the operating rights of RELIABLE TRANSPORT, INCORPORATED, U. S. Highway No. 1 North, Raleigh, N. C., and for acquisition by RELIABLE TRANSPORT, INCORPORTED AND RELIABLE TRANSPORT. PORATED, G. B. COOPER, ANNIE E. COOPER and G. B. COOPER, JR., all of Raleigh, of control of such rights through the purchase. Applicants' attorney: Vaughan S. Winborne, 209 Security Bank Building, Raleigh, N. C. Operating rights sought to be transferred: Liquid petroleum products, in tank trucks, as a common carrier over irregular routes, from Norfolk and Hopewell, Va., and Wilmington, N. C., and points within ten miles of Norfolk, those within ten miles of Hopewell, and those within ten miles of Wilmington, to points in that part of North Carolina on and east of U.S. Highway 21. Vendee holds no authority from this Commission; however, it is controlled by the vendor, which is authorized to operate as a common-carrier in Virginia and North Carolina. Application has not been filed for temporary authority under section 210a (b).

No. MC-F 6878. Authority sought for control by H. M. O'NEILL, F. J. O'NEILL, AND W. J. O'NEUL, all of 11700 Shaker Boulevard, Cleveland, Ohio of BEST TRANSPORT, INC., 11700 Shaker Boulevard, Cleveland, Ohio, upon the latter's institution of operations in interstate or foreign commerce, as a contract carrier by motor vehicle, for which application has been made, as described below. Applicants' attorney: Roland Rice, 618 Perpetual Building, 1111 E Street NW., Washington 4, D. C. Concurrently with the filing of this application BEST TRANSPORT, INC., filed an application on Form BMC 78 (Docket No. MC 117295) for a contract carrier permit to transport cement, in bulk and in bags, over irregular routes, from Alsen, N. Y., to points in New York, Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Pennsylvania, New Jersey, and Rhode Island;

rejected and returned shipments of cement, from points in New York, Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Pennsylvania, New Jersey, and Rhode Island to Alsen, N. Y. Applicants hold no authority from this Commission but own controlling stock interest in ANCHOR MOTOR FREIGHT, INC. OF DELAWARE, ANCHOR MOTOR FREIGHT, INC., OF MICHIGAN, AN-CHOR MOTOR FREIGHT, INC., N. Y. CORP., RELAY TRANSPORT, INC., SIGNAL DELIVERY SERVICE, INC., WAREHOUSE TRANSPORTATION CO., CONLEY'S EXPRESS, INC., FOOD TRANSPORT, INC., SUGAR TRANS-PORT, INC., QUICK DELIVERIES, INC., and J. E. BEJIN CARTAGE COMPANY, which are authorized to operate as contract carriers in Connecticut, Delaware, Illinois, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, Wisconsin, Georgia, Florida, and the District of Columbia. Application has not been filed for temporary authority under section 210a (b).

No. MC-F 6879. Authority sought for purchase by RALPH E. DARLING, doing business as DARLING TRANSPORT SERVICE, 1020 J Street, Auburn, Nebr., of the operating rights and property of DORIS M. RICHLING, doing business as RICHLING TRANSPORT SERVICE, 410 North Fourth Street, Beatrice, Nebr. Applicants' attorney: James E. Ryan, 214 Sharp Building, Lincoln 8, Nebr. Operating right sought to be transferred: Petroleum products, in bulk, and as a common carrier over irregular routes, from Enid, Okla., to certain points in Nebraska and Bellville, Kans., and from refining and distributing points in Kansas to Holstein, Hastings, Falls City and Swanton, Nebr.; petroleum products, in bulk, in tank vehicles, from Council Bluffs, Iowa, and points within ten miles thereof, to Beatrice, Blue Springs, and Fairbury, Nebr.; refined petroleum products, from refining and distributing points in Kansas to certain points in Nebraska, and from all refining and distributing points in Kansas to certain points in Nebraska; refined petroleum products, in bulk, in tank vehicles from Council Bluffs, Iowa, and points in Iowa within ten miles of Council Bluffs, to certain points in Nebraska. Vendee is authorized to operate as a common carrier in Kansas, Nebraska and Iowa. Application has not been filed for temporary authority under section 210a (b).

By the Commission.

[SEAL] HAROLD D. McCoy, Secretary.

[F. R. Doc. 58-2595; Filed, Apr. 8, 1958; 8:51 a.m.]